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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
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In Re: Case No. 18-15691
American Center For Civil Justice, Inc.
Debtor.
-----X

AUDIO TRANSCRIPTION

DATE OF TRANSCRIPTION: May 3, 2018

AUDIO TRANSCRIPTION of digital audio
files of a Creditor's Meeting in relation to
the above-captioned matter, transcribed by
Madeline Tavani, a Notary Public of the
State of New York.

WITNESS: ELIE EZER PERR

1

2 A P P E A R A N C E S:

3

4 DOUGLAS T. TABACHNIK, ESQ.
5 LAW OFFICES OF DOUGLAS T. TABACHNIK,
6 P.C.
63 West Main Street, Suite C
7 Freehold, New Jersey 07728
Tel: 732-780-2760
Counsel for Dr. Michael Engelberg

8

9 TIMOTHY P. NEUMANN, ESQ.
10 BROEGE, NEUMANN, FISCHER & SHAVER
Attorney for debtor American Center for
Civil Justice, Inc.
11 25 Abe Voorhees Drive
Manasquan, NJ 08736
12 t: 732-223-8484
f: 732-223-2416
13 timothy.neumann25@gmail.com

14

15 MARK POLITAN, ESQ.
POLITAN LAW, LLC
16 Attorney for Creditors Diana Campuzano,
Avi Elishis, Gregg Salzman
17 88 East Main Street
#502
18 Mendham, NJ 07945
t: 973-768-6072
19 mpolitan@politanlaw.com

20

21

22

23

24

25

1

2 A P P E A R A N C E S: (cont'd)

3

4 ROBERT J. TOLCHIN, ESQ.
THE BERKMAN LAW OFFICE LLC
5 Attorney for Creditors Diana Campuzano,
Avi Elishis, Gregg Salzman
6 111 Livingston St.
Suite 1928
7 Brooklyn, NY 11201
t: 718-855-3627
8 rtolchin@berkmanlaw.com

9

10 JEFFREY M. SPONDER, ESQ.
OFFICE OF U.S. TRUSTEE
One Newark Center
11 Newark, NJ 07102
t: 973-645-2379
12 jeffrey.m.sponder@usdoj.gov

13

14 DAVID HOWE, ESQ.
LIVINGSTON & HOWE, LLP
15 Attorney for Creditor Michael Engelberg
747 Third Avenue, 20th floor
16 New York, New York 10017
t: 212-986-7887
17 david@livingstonhowe.com

18

19

20 GARY SERBIN, ESQ.
KOFFSKY SCHWALB, LLC
Attorney for Creditor Koffsky
21 Schwalb, LLC
349 Fifth Avenue, Suite 733
22 New York, New York 10016
t: 646-553-1590
23 gserbin@koffskyschwalb.com

24

25

1

2 A P P E A R A N C E S: (continued)

3

4 ELAN WEINREB, ESQ.
5 THE WEINREB LAW FIRM, PLLC
6 Attorney for Creditor The Weinreb
7 Law Firm, PLLC
8 1225 Franklin Avenue, Suite 325
9 Garden City, New York 11530
10 t: 516-620-9716
11 eweinreb@weinreblaw.com
12

8

9 KRISTY GRACE, ESQ.
10 DLA PIPER, LLP US
11 Attorneys for Creditor DLA Piper
12 6225 Smith Avenue
13 Baltimore, MD 21209
14 t: 410-580-3000
15 kristy.grace@dlapiper.com
16

13 ALSO PRESENT:

14 Jedediah Perr
15

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1 341A MEETING - AUDIO RECORDING

2 (BEGIN FILE TITLED: 1001)

3 MR. SPONDER: Good afternoon. My
4 name is Jeff Sponder. I'm a trial
5 attorney with the office of the United
6 States Department Trustee Department of
7 Justice. Today is April 19th, 2018, a
8 little after 2:30 in the afternoon.

9 We're here for the 341A meeting
10 for the American Center for Civil
11 Justice Inc., case number 18-15691,
12 it's a Judge Gravelle case.

13 Counsel, can I have your
14 appearance for the record?

15 MR. NEUMANN: Timothy Neumann,
16 Broege, Neumann, Fischer & Shaver
17 representing the debtor.

18 MR. SPONDER: And who is here to
19 testify on behalf of the debtor?

20 MR. NEUMANN: Elie Perr.

21 MR. SPONDER: And Mr. Perr, do you
22 swear or do you affirm under penalty of
23 perjury that the information you're
24 going to provide today will be
25 truthful?

1 E. PERR - AUDIO RECORDING

2 THE WITNESS: To the best of my
3 ability.

4 MR. SPONDER: Are you under the
5 influence of any alcohol or drugs today
6 that would render your testimony not to
7 be truthful?

8 THE WITNESS: No.

9 MR. SPONDER: Mr. Perr provided me
10 with his New Jersey driver's license,
11 it was a valid driver's license. The
12 picture on the driver's license matched
13 the person -- the face that appears
14 before me, I thank you for that.

15 EXAMINATION BY

16 MR. SPONDER:

17 Q. Can you spell your last name for
18 the record please.

19 A. P-E-R-R.

20 Q. Is your first name Elie or Elie
21 Ezer?

22 A. It's Elie Ezer middle name, broken
23 up in two, Elie Ezer.

24 Q. And your home address?

25 A. 63 Hedge Drive, Lakewood, New

1 E. PERR - AUDIO RECORDING

2 Jersey.

3 Q. And that's 08701?

4 A. Correct.

5 Q. And your best way to contact you
6 by telephone?

7 A. Telephone.

8 Q. Which telephone, cell, home
9 business?

10 A. 4367184386086 (sic).

11 Q. Is that home, business or cell?

12 A. Both home and business, home
13 office.

14 Q. And what is your relationship with
15 the debtor? Are you the president, owner,
16 what's --

17 A. Chairman of the board, president.

18 Q. And there's a board of directors
19 for the debtor?

20 A. Yes, yes.

21 Q. And who sits on the board of the
22 directors?

23 A. Milton Pollack, Victoria Nolon, Al
24 Bluestein, Milton Pollack.

25 Q. You said that one already.

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2 A. Okay, and...

3 Q. If you don't remember, you don't
4 remember.

5 A. No, no, no, no, no, no, no.

6 Q. Take your time.

7 A. Okay. Simonne Beckeled,
8 B-E-C-K-L-E-D. And Martin Hirschhorn.

9 JEDEDIAH PERR: Joel.

10 MR. SPONDER: Sir, I can't have
11 you say that.

12 A. Joel Seitler, S-E-I-T-L-E-R.

13 Q. Martin Hirschhorn, when did he
14 become a -- on the board of directors?

15 A. I don't recall the dates.

16 Q. Was he on the board of directors
17 when the bankruptcy was filed?

18 A. Yes.

19 MR. SPONDER: That's not listed
20 as -- on number 28, the statement of
21 financial affairs, I think he needs to
22 be added.

23 Q. Also Mr. Bluestein, was he on the
24 board of directors at the time of the
25 bankruptcy filing?

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2 A. Yes.

3 MR. SPONDER: Same with him.

4 Q. So there's seven members that
5 consist of the board of directors?

6 A. Yes.

7 Q. And that's how it's been since
8 when?

9 A. Last two years I guess. Perhaps
10 longer.

11 Q. And who owns the debtor, who has
12 ownership interest?

13 A. It's a not-for-profit.

14 Q. Not-for-profit. Do you have any
15 ownership interest in any businesses?

16 A. No.

17 Q. Are you involved in any other
18 not-for-profit businesses?

19 A. Yes, synagogues and so on,
20 community organizations.

21 Q. Anything like the debtor?

22 A. No.

23 Q. Similar to the debtor?

24 A. No.

25 Q. Have you heard of the company

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2 American Recovery Center, LLC?

3 A. I don't recall.

4 Q. I don't recall or don't know? My
5 question was have you ever heard of that
6 company, American Recovery Center, LLC?

7 A. No, not to my recollection.

8 Q. Okay.

9 MR. SPONDER: All right,
10 Mr. Neumann, a couple of questions for
11 you.

12 MR. NEUMANN: Yes.

13 MR. SPONDER: Retention
14 application, when is that going to be
15 filed?

16 MR. NEUMANN: That will be filed
17 probably over the weekend or by Monday.

18 MR. SPONDER: Other than
19 representing the debtor in this case,
20 do you have any previous or ongoing
21 relationship business or otherwise with
22 the debtor or Mr. Perr?

23 MR. NEUMANN: I do not.

24 MR. SPONDER: And as a result
25 you're not a pre-petition creditor of

1 E. PERR - AUDIO RECORDING

2 the debtor, is that correct?

3 MR. NEUMANN: I am not.

4 MR. SPONDER: I saw that a 2016(b)
5 statement was filed. Do you recall
6 what the retainer amount was?

7 MR. NEUMANN: It was ten
8 thousand -- not ten thousand, it was
9 \$2,000 to cover the filing fee. And
10 the anticipated filing an adversary
11 which cost \$250, which was a little
12 less than the filing fees. It might
13 say 1,730 on the 2016. I'll amend
14 that.

15 MR. SPONDER: To 2000?

16 MR. NEUMANN: Yeah, to 2000.

17 MR. SPONDER: And those funds came
18 from the debtor, the 2,000.

19 THE WITNESS: My personal funds.

20 MR. SPONDER: They were your
21 personal funds. Your personal funds a
22 loan to the debtor or a contribution to
23 the debtor?

24 THE WITNESS: Contribution.

25 MR. SPONDER: Just when you do the

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2 amended 2016(b) add "other" for
3 Mr. Perr.

4 MR. NEUMANN: Yeah.

5 MR. SPONDER: Mr. Neumann, do you
6 anticipate receiving any post-petition
7 retainers? I think I saw somewhere
8 you're going to more than likely
9 request a 15,000 post-petition
10 retainer.

11 MR. NEUMANN: Yeah, I discussed
12 this with Ben. I think what I'm going
13 to do is move for an interim fee order.

14 MR. SPONDER: And have you -- and
15 the agreements regarding the referral
16 of the case?

17 MR. NEUMANN: I do not.

18 MR. SPONDER: Does the debtor
19 intend to hire any other professional
20 at this time?

21 MR. NEUMANN: Too early to say.
22 Potentially or possibly special
23 counsel. There's a potential claim
24 against the law firm that the debtor
25 may have and they may want to pursue

1 E. PERR - AUDIO RECORDING

2 the claim.

3 MR. SPONDER: Schedule and
4 statement of financial affairs I see
5 have been filed. Have there been any
6 amendments filed at this time?

7 MR. NEUMANN: I don't believe so.

8 MR. SPONDER: Does the debtor
9 anticipate filing any amendments?

10 MR. NEUMANN: We'll see how this
11 hearing goes.

12 MR. SPONDER: All right. And do
13 you have the originals with you,
14 Mr. Neumann?

15 MR. NEUMANN: I do.

16 MR. SPONDER: If you can break
17 those up and start with the petition.

18 Q. Mr. Perr, if you wear glasses this
19 would be the time to wear glasses. If not,
20 we will go on. I'm going to go through all
21 of the documents or most of the documents
22 that have been filed with the bankruptcy
23 court.

24 The first document I'm going to go
25 through is the petition. The petition is

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2 the document that the Court requires to be
3 filed setting forth all of the information
4 that it needs to open up your bankruptcy
5 case such as the name of the company, the
6 address. Ask many other questions about
7 whether or not any bankruptcy cases were
8 filed in the last eight years. Whether or
9 not you're a tax-exempt entity, which is
10 listed there and other questions, the Court
11 needs to open up the bankruptcy case. And
12 at the end of that document is a signature
13 page.

14 And is that your signature, sir.

15 A. That's my signature.

16 Q. And you signed that on or about
17 March 23rd, 2018?

18 A. As it says.

19 MR. SPONDER: There you go, Mr.
20 Neumann. Next we will go through the
21 schedules, which I believe are these.
22 This is the statement of financial
23 affairs, these are the schedules.
24 We'll figure it out.

25 MR. NEUMANN: There's a signature.

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2 MR. SPONDER: That's the statement
3 of financial affairs signature, sir,
4 keep that one there. Let me see if I
5 can get to this document.

6 MR. NEUMANN: Is that from the
7 debtor?

8 MR. SPONDER: This one, yeah.

9 Q. This is the summary of assets and
10 liabilities of the company. So when we
11 do -- when you did schedules it's schedules
12 A through H. So what this is telling you is
13 that your schedules A and B, which are the
14 assets of the company, are listed here.
15 Schedule D, secured claims. Schedule E, any
16 priority claims and Schedule F, any
17 unsecured claims. Those are all set forth
18 specifically here. So this is all of the
19 assets of the company. And as we go through
20 them we'll get to Schedule D which is here,
21 which is secured claims. Schedules E and F
22 are unsecured claims which are all listed
23 here. Schedule G or any executory contracts
24 or leases that the debtor is involved in,
25 and that's this schedule right here. And

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2 then Schedule H are any co-debtors.

3 All right, do you recall reviewing
4 any of these documents with your attorney?

5 A. I reviewed and signed everything.

6 Q. This is a declaration whereby you
7 declared under penalty of perjury that the
8 information provided in the schedules is
9 true and correct to best of your knowledge.
10 Is that your signature, sir?

11 A. To the best of my knowledge my
12 signature.

13 Q. And you signed that on or about
14 April 12th, 2018?

15 A. As stated, yes.

16 Q. Next is a statement of financial
17 affairs, various questions asking about the
18 income of the debtor over the last several
19 years, whether or not the debtor was
20 involved in any litigation over the last
21 several years, whether or not the debtor
22 made any payments of over \$6,425 during the
23 90 days prior to the bankruptcy filing. Any
24 litigation the debtor was involved in before
25 the bankruptcy was filed. Requests whether

1 E. PERR - AUDIO RECORDING

2 or not you the debtor had a pre-petition
3 account, who had the books and records and
4 other questions.

5 Do you recall reviewing this
6 document with your attorney?

7 A. Reviewed it and signed.

8 Q. At the end of this document right
9 here similar to the schedules is the
10 declaration whereby you declared under
11 penalty of perjury that the information
12 provided in this statement of financial
13 affairs was true and correct to the best of
14 your knowledge. Is that your signature,
15 sir?

16 A. That's my signature.

17 Q. You signed that on or about
18 April 12th of 2018?

19 A. Yes.

20 MR. SPONDER: Do you have the
21 resolution with you, Mr. Neumann?

22 MR. NEUMANN: I'm not sure.

23 MR. SPONDER: I know it was filed.
24 I have the signature so --

25 MR. NEUMANN: All right.

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2 MR. SPONDER: -- if you don't mind
3 I'll use mine.

4 MR. NEUMANN: That's fine.

5 Q. Sir, this is what purports to be a
6 resolution of the board of directors
7 authorizing the filing of the bankruptcy
8 case as well as authorizing the hiring of
9 Mr. Neumann's firm. Do you recall seeing
10 this document or reviewing this document?

11 A. What's the date on the document?

12 Q. The date on the document
13 March 22nd, 2018.

14 A. Yes.

15 Q. Is that your signature, sir?

16 A. Yes, it is.

17 Q. Do you need an opportunity to
18 review any of these documents before I go
19 over them?

20 A. I don't -- I can't see any reason.

21 Q. All of the information that's
22 included in the petitions, schedules and
23 statement of financial affairs, does it
24 accurately represent the debtor's financial
25 position at the time of the filing?

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2 A. To the best of my knowledge.

3 Q. Has this debtor filed any
4 bankruptcy cases in the last eight years?

5 A. No.

6 Q. Why did the debtor file for
7 Chapter 11 protection?

8 A. Because we couldn't reach a
9 settlement satisfactory to all the victims.
10 And we felt that the bankruptcy court is the
11 only fair way to see that everybody receives
12 their due compensation.

13 Q. So explain to me what that means,
14 and as I'm new to this.

15 A. Okay, there were several claimants
16 who would not share the assets or the
17 settlement that was offered to them. They
18 wanted to take whatever assets we had and
19 even presented a statement that they
20 wouldn't want to close the corporation,
21 destroy the corporation. I said to my -- my
22 own attitude was to the board was that it
23 has to be settled fairly to all claimants or
24 the bankruptcy court will have to take over
25 and do the same thing for us.

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2 Q. Okay, claimants, how many
3 claimants?

4 A. Total number of claimants I didn't
5 count.

6 Q. Top of your head.

7 A. I can't tell you.

8 Q. Ten. Less than, more than?

9 A. Approximately, I imagine, I
10 don't -- I'm not fair to answer that to you.

11 MR. SPONDER: Mr. Neumann, when I
12 was looking through the docket, it
13 looked like for whatever the reason the
14 clerk made this a small business case
15 or thinks it's a small business case.
16 You might want to address that with the
17 clerk because this definitely is not a
18 small business case.

19 MR. NEUMANN: Not at all.

20 MR. SPONDER: So exclusivity is
21 three months. I don't have the date,
22 but three months from the filing and I
23 know that a plan has been filed.

24 Have you discussed exit strategy
25 with the debtor, Mr. Neumann?

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2 MR. NEUMANN: We have.

3 MR. SPONDER: And what's the exit
4 strategy as of now?

5 MR. NEUMANN: Well there's some
6 preliminary things that have to be
7 figured out. There's litigation in New
8 York which, three creditors retained
9 some court orders that contained some
10 injunctions that purport to perhaps
11 create liens, perhaps not. I filed an
12 adversary complaint to have the
13 bankruptcy court rule on whether or not
14 they're secured creditors or not. It's
15 the debtor's position that they're not,
16 they probably have a contrary position.

17 If they prevail then the case will
18 go one way. If they do not prevail and
19 there are general unsecured creditors,
20 then the case will go in a different
21 direction. But I think that's going to
22 be something that has to be determined
23 initially before we can begin to think
24 about a plan.

25 MR. SPONDER: Well, I appreciate

1 E. PERR - AUDIO RECORDING

2 that. But what's -- you gave me two
3 directions but no direction on the
4 directions.

5 MR. NEUMANN: That's what I try to
6 do all the time. So we're going to
7 hopefully determine whether these three
8 creditors are secured or not. If -- if
9 they are there will be a distribution
10 to unsecured creditors that's pro rata.

11 If they -- if it turns out they're
12 secured then obviously they have to get
13 paid out of other creditors, and
14 whether that consumes everything or
15 not, remains to be seen. Because
16 there's also claims that have been
17 filed. One alone is \$30 million by
18 somebody named Ambush, I think. And --
19 and if that claim holds up then the
20 debtor is insolvent.

21 We think that the claim is -- it's
22 listed as a disputed claim. So we
23 obviously have to focus on a resolution
24 of claims, it's not a case in which I
25 think you can file a plan and litigate

1 E. PERR - AUDIO RECORDING

2 everything after the fact. I think
3 these -- the magnitude of these issues
4 requires that they be resolved in
5 advance of filing a plan.

6 MR. SPONDER: But as of now, it's
7 the debtor's intent to reorganize,
8 correct?

9 MR. NEUMANN: Correct.

10 Q. And the debtor is a corporation,
11 it's a tax-exempt corporation from -- is it
12 licensed in New York or New Jersey or
13 somewhere else?

14 A. I believe it's federal, 501(c)3.
15 It's incorporated in New York and we're
16 allowed to operate in New Jersey.

17 Q. So it's a New York corporation,
18 it's a 503C.

19 And the type of business, what do
20 you say the type -- the business is, the
21 business model.

22 A. It's a schedule to help victims of
23 oppression everywhere, governmental, private
24 organization -- terrorist organizations, so
25 on and so forth. We began initially with

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2 American prisoners of war who were not
3 properly taken care of, Japanese --
4 Japanese, under the Japanese captured many
5 thousands, tens of thousands of American
6 prisoners of war. They were not
7 compensated, they made a treaty, we took
8 that one. We fought that one, we fought --
9 4,000 American soldiers who were captured in
10 World War II in the Battle of the Bulge and
11 sent to Buchenwald Concentration Camp, they
12 were not buried and never received military
13 funerals. A good share of them died, 13
14 years before the end of World War II (sic)
15 and we took that on, that project as well.

16 At a certain point I reached --
17 there was a ruling in Iran from the ruling
18 part in Iran after the Shah had fallen and
19 they started to hang Jews in public. And
20 the people they had to get out, and I was
21 able to create escape routes between the
22 Turkish border where the border -- the
23 tribes are dividers, so it's very hard to
24 separate them, it's constant back and forth.
25 And the same as on the other side of

1 E. PERR - AUDIO RECORDING

2 Pakistan border in Baluchestan, and many
3 thousands are able to get out that way.

4 There was a -- at that time, I was
5 probably one of the single people that the
6 State Department used to call for
7 information that was taking place in Iran
8 because America was blocked out, the United
9 States was blocked out. I used to get calls
10 what is the weather in Tehran, that's how
11 far it went. I had contact with the Shah's
12 family Farah Diba, his wife, my code name
13 was Olivia Warren, and we had contact back
14 and forth and were able to accomplish a lot
15 with it.

16 Now, at a certain point they were
17 offering \$100,000 for every American killed
18 or any government. Now, understand what
19 America means. America is the great Satan
20 and the Jews are the little Satan. If you
21 get American Jews it's worth more to them,
22 makes a bigger explosion, a little more
23 noise, more publicity.

24 And the very first case was a
25 group of students boarding buses, and when

1 E. PERR - AUDIO RECORDING

2 they saw the backpacks, they were Americans
3 they went after that one and blew it up, the
4 first victim was Alisa Flatow.

5 And at that point we went to -- I
6 was able to pass a law from congressman to
7 congressman, I can't remember all the names
8 at this point. We passed a law that was
9 passed that you're allowed to sue, there's
10 no -- there's no sovereign immunity for
11 terrorist states, the seven terrorist
12 states. Which allowed people to bring
13 lawsuits. And the concept was, follow the
14 money and you'll find the criminal. And you
15 do the crime pay. And I figured they're
16 going to run out of money before you run out
17 of people to kill, and that is what
18 happened.

19 We came across the one of the four
20 ways of stopping terrorism by taking their
21 money. Responsible probably for \$3 billion
22 collected so far, did not do anything else,
23 we're not a law firm, we hired law firms, we
24 hired important law firms to be part of the
25 American system. And people would follow

1 E. PERR - AUDIO RECORDING

2 that example and everyone would be doing it,
3 just like you see other people doing it
4 today.

5 Now, the first case we had a lone
6 practitioner do it, but after that we went
7 to DLA Piper, which was I think the largest
8 that there is out there. They took it on
9 pro bono, in the end we paid them anyway.
10 And we ran many -- they ran many lawsuits.
11 In other words, they -- we would go to
12 victims and say we have a law firm for you,
13 which authorized us to engage a law firm for
14 you. We negotiate a price with them which
15 is half the standard price, less than half.
16 And then they will take over and they will
17 be the representative law firm of these
18 people. Our powers went that way, a lot of
19 things to hear about.

20 The attorney general at the time
21 was -- he resigned. Tell me his name, he
22 was -- he resigned over this, as a matter of
23 fact, over the fight of covert terrorist was
24 involved with Saudi Arabia. And it was a
25 about a billion dollar judgment besides

1 E. PERR - AUDIO RECORDING

2 punitive damages. I was able to establish
3 \$300 million for every claim by beating
4 Peter -- I can't remember, you gotta forgive
5 me all the names. Of established how much
6 Iran is paying to support terrorism. So
7 every case had \$300 million punitive damages
8 established to that case, to that incident.

9 It became one of the four ways,
10 there's many other actions that we're
11 involved with. But that's where the
12 lawsuits started and it's ongoing today.

13 I passed the law, I used to get
14 people who were victims, would you bring
15 this lawsuit, get them involved, I paid the
16 lawyers to get them judgments. Collection,
17 nobody believed whatever happened. That's
18 how do you collect from foreign governments?

19 And eventually, not too many years
20 ago they found a way and the collections
21 have been taking place, believe it or not.
22 Freezing assets, taking away a lot of
23 government interest against this, because
24 they favor one country as opposed to another
25 country. And sometimes they'll block the

1 E. PERR - AUDIO RECORDING

2 lawsuits against a country that the State
3 Department is trying to ease up with, and
4 sometimes they'll say go ahead, take it, and
5 it has to be worked out with them.

6 And only the people from the large
7 firms such as DLA have contact in the
8 government with senators and congressman
9 with the State Department and can figure out
10 which is the way to go here.

11 But they will allow us to and will
12 block us. And if a lone practitioner comes
13 and starts to make -- he wants to sue for a
14 100 billion, he's not going to go very far.
15 He's going against the policy of United
16 States government very often.

17 Q. All right, thank you. Can I
18 shorten that to it appears that the debtor's
19 business is to help victims of terrorist
20 type of attacks?

21 A. All other types of oppression,
22 primarily government oppression.

23 Q. And the debtor trades as American
24 Center for Civil Justice, Inc.?

25 A. Yes, it does.

1 E. PERR - AUDIO RECORDING

2 Q. And what's the address of the
3 debtor?

4 A. This I don't think (inaudible) I
5 go to the office, I don't know the address,
6 212 River Avenue. What is it, 216 River
7 Avenue.

8 Q. Suite 110, what town?

9 A. Yes, it is. Lakewood, New Jersey.

10 Q. That's 08701?

11 A. Yes.

12 Q. And when did the debtor begin its
13 operations?

14 A. I don't remember, 20, probably
15 some more than 20 years ago.

16 Q. And the debtor was operating on
17 the petition date and it continues to
18 operate?

19 A. Excuse me? I didn't hear the
20 question.

21 Q. That's all right. The debtor was
22 operating on the petition date and is still
23 operating, is that correct?

24 A. Yes.

25 Q. Has the debtor made any changes in

1 E. PERR - AUDIO RECORDING

2 its management or its operations in the year
3 prior to the bankruptcy filing?

4 A. It's a hard question to answer. I
5 mean, our assets were frozen, they couldn't
6 do very much.

7 Q. No, I understand. But have there
8 been any changes in the board of directors,
9 have there been any changes in who is
10 working?

11 A. Not for a year before, no.

12 Q. Okay. How about since the
13 petition date?

14 A. Yes.

15 Q. What's changed?

16 A. I took it under control, to fill
17 out the lease papers and work for
18 (inaudible.)

19 Q. And the controller's name?

20 A. Harris Tanenbaum.

21 Q. And he's an employee of the
22 company?

23 A. At this point.

24 Q. And how many employees does the
25 company have now?

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2 A. Four.

3 Q. And are you an employee?

4 A. Yes, I am.

5 Q. And are any of your family members
6 employees of the company?

7 A. No.

8 Q. And what is your weekly, monthly
9 or yearly salary?

10 A. 200 and change, I don't know, 212
11 is three and a half percent. So it's
12 211,000, something like that.

13 Q. That's for the year?

14 A. Yeah. It's give or take, I don't
15 know.

16 Q. Are there any benefits other than
17 that salary?

18 A. No.

19 Q. There's no --

20 A. No insurance, no nothing, no
21 retirement, no nothing.

22 Q. No pension, no 401(k)?

23 A. No cars, nothing.

24 Q. Has the debtor made any loans to
25 you?

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2 A. The organization?

3 Q. Correct.

4 A. It hasn't made any loans, no.

5 Q. To you, nothing to you?

6 A. No.

7 Q. Have you made any loans to the
8 debtor, have you loaned money to the debtor?

9 A. I donate it, I write it off, I
10 don't -- it's not a loan.

11 Q. Does the debtor owe you any money?

12 A. Salary, that's all.

13 Q. Do you recall how much in salary?

14 A. No, a year and a half plus,
15 something like that.

16 Q. When is the last time you took a
17 salary?

18 A. Just now, after bankruptcy, last
19 week.

20 Q. When was the last time prior to
21 bankruptcy?

22 A. More than a year and a half. I
23 told you I don't recall the dates exactly.

24 Q. Have any of debtor's obligations
25 been personally guaranteed by you or any of

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2 your family members?

3 A. Debtor's obligations?

4 Q. Right, so the debtor's creditors
5 that owe money. Do you also owe them? Did
6 you agree to pay them?

7 A. You have to be more specific.

8 MR. NEUMANN: Did you sign any
9 person guarantees?

10 THE WITNESS: For the company?

11 MR. NEUMANN: Yeah.

12 THE WITNESS: No.

13 Q. Have you received the United
14 States trustee operating guidelines?

15 A. This here, yeah.

16 Q. No. A thick package that came
17 from my office that explains what a Chapter
18 11 is and what you're --

19 A. Yes, I think I recall going
20 through that.

21 Q. And has the debtor closed its
22 pre-petition bank accounts?

23 A. Yes, it did.

24 Q. And opened up new debtor
25 possession accounts?

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2 A. Yes, it did.

3 Q. With which bank?

4 A. TD Bank.

5 Q. And how many accounts are opened?

6 A. Two.

7 Q. And have you provided a voided
8 check or the account information to my
9 office?

10 A. Yes.

11 Q. Have you had an initial debtor
12 interview with my office over the phone?

13 A. I have.

14 MR. SPONDER: Okay, we're going to
15 need to schedule that, Mr. Neumann.

16 MR. NEUMANN: Dan?

17 MR. SPONDER: With this one, yes.

18 Q. Is the debtor current with its
19 liability insurance?

20 A. Yes.

21 Q. Worker's Compensation?

22 A. We talked about Worker's
23 Compensation, yeah. And whatever comes in
24 that package, yeah.

25 Q. And the property that the debtor

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2 operates from, who owns that property?

3 A. It's leased, it's rented.

4 Q. Leased from whom?

5 A. What's it called, what's it
6 called? It's down here.

7 Q. It's on the schedules?

8 A. Yes.

9 Q. Riviera Center?

10 A. Right, that's it, yeah.

11 Q. And how much -- how much a month
12 is paid for rent?

13 A. 575.

14 Q. And we're going to go back; I had
15 asked about liability and you said Worker's
16 Compensation. Does the debtor have
17 liability insurance and Worker's
18 Compensation or just Worker's Compensation?

19 A. There's a package, it's Worker's
20 Compensation and it's not an outside
21 liability. We don't have any -- there's
22 nothing for us to insure here, it's owned by
23 property -- the owner and he has insurance.

24 Q. Okay, I understand. I understand,
25 the debtor needs to have liability insurance

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2 on property that its leasing. You can talk
3 to Mr. Neumann about that later.

4 Have you provided a copy of the
5 insurance certificate to Mr. Neumann?

6 A. Yeah.

7 MR. SPONDER: Mr. Neumann, I
8 didn't see that in my file. So if you
9 could forward the insurance cert, I
10 would appreciate that.

11 MR. NEUMANN: Will do.

12 Q. Is the debtor current with its
13 taxes post-petition; so since the bankruptcy
14 was filed, is the debtor current with any
15 taxes?

16 A. The last plan I do just now, so
17 when they put it on -- they filed that it
18 wasn't paid, but we paid it, it's a few days
19 over.

20 Q. So the debtor intends to pay its
21 taxes going forward?

22 A. Yes, yes.

23 Q. Has the debtor accrued any
24 post-petition obligations outside its normal
25 course of everyday business?

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2 A. Any post?

3 Q. After the bankruptcy was filed has
4 the debtor incurred -- has the debtor
5 accrued any obligations outside its normal
6 course of business?

7 A. No, no.

8 Q. Has the debtor provided my office
9 with -- with financial documents including
10 balance sheets, tax returns?

11 A. Yes.

12 Q. Those have all been provided?

13 A. Yes. To the best of any
14 knowledge, yeah.

15 Q. To Mr. Neumann?

16 MR. NEUMANN: Yeah, also I'll
17 check.

18 MR. SPONDER: So let's put down
19 for insurance, Mr. Neumann, today is
20 Thursday. Monday on the insurance
21 certificate?

22 MR. NEUMANN: Yup.

23 MR. SPONDER: And I'll give you
24 'till next Friday on the financials.

25 MR. NEUMANN: Okay.

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2 Q. All right, there's a requirement
3 for every Chapter 11 debtor to pay a
4 statutory fee to the United States trustee
5 program, it's pursuant to two 8USC1930A6.
6 It's based on debtor's disbursements during
7 a calendar quarter. So each quarter that
8 passes, the debtor you'll look at what those
9 disbursements were, you'll go into the
10 operating guidelines, there's a chart in the
11 operating guidelines that says if the
12 disbursements are 0 to \$14,999, you'll pay
13 325. 15,000 to 74,999, you pay 615. So on
14 and so forth.

15 You'll get a letter in the amount
16 that estimates what that amount is every
17 quarter and the first quarter will be due at
18 the end of this month. So the due date is
19 30 days after a quarter ends.

20 Do you understand that?

21 A. Yes.

22 Q. Has the debtor made any payments
23 after the bankruptcy was filed to any
24 creditors that were owed money before the
25 bankruptcy were filed?

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2 A. The only one would be rent. They
3 billed me for three months. They hadn't
4 been paid so I paid it the three months,
5 because if I don't pay it I lose the office,
6 so they sent me the bill now. I mean, yeah.

7 Q. And it's been paid?

8 A. Been paid, yes.

9 Q. Okay. Before paying anything
10 that's owed pre-petition, I would advise you
11 and --

12 A. I think that nothing was paid.

13 Q. No, understood. But if it comes
14 up again, reach out to Mr. Neumann.

15 A. Will do.

16 Q. Have you made any payments after
17 the bankruptcy was filed to any
18 professionals, such as to attorneys,
19 accountants, or realtors and the like?

20 A. No.

21 Q. Does the debtor intend to sell any
22 of its assets at this time?

23 A. No. We have no assets.

24 Q. One of the other responsibility of
25 a Chapter 11 debtor is to file monthly

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2 operator reports.

3 A. Yes.

4 Q. So the monthly operator reports
5 are due 20 days after a month expires. This
6 case was filed at the end of March, so
7 you'll be able to combine March and April in
8 your first monthly operator report will be
9 due 5/20, so May 20, 2018 will be the first
10 one.

11 All right, as you said earlier,
12 the debtor leases the property from Riviera
13 center for 575 a month. Is that correct?

14 A. Yes.

15 Q. So the debtor does not own any
16 real estate?

17 A. No.

18 Q. Does the debtor own any stocks,
19 bonds or any other interest in any other
20 entities?

21 A. No.

22 Q. Does the debtor own any vehicles?

23 A. No.

24 Q. Does the debtor own any office
25 equipment?

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2 A. No.

3 Q. Who owns the office equipment in
4 the office?

5 A. The owner of the property.

6 Q. So Riviera Center for 575 leases
7 the debtor the property and the equipment --

8 A. Yes.

9 Q. I mean, and the equipment in
10 there.

11 Does the debtor own any machinery?

12 A. No.

13 Q. Does the debtor have any
14 inventory?

15 A. No.

16 Q. Does the debtor set forth on its
17 schedules and accounts receivable of
18 \$11.8 million and that all \$11.8 million is
19 uncollectible. Can you explain that?

20 A. That's money that's coming to us
21 by -- from different sources for work that
22 was extended and agreements that were made
23 and that's about it.

24 Q. Well, what this says is that you
25 have accounts receivable 11.8 million and

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2 that you're not going to be getting the
3 11.8 million?

4 A. Because I have no way to
5 collecting it.

6 Q. Your answers were opposite. So
7 take a breath.

8 A. If it's not collectible, if it's
9 not collectible, it's not collectible,
10 that's it.

11 Q. Well, you're the one that did it,
12 so --

13 A. Right, right. It's not
14 collectible, I don't recall exactly the
15 break on things.

16 Q. Okay, you don't remember where it
17 is?

18 A. No, I know there's -- you'll
19 continue the questions, there's other moneys
20 coming to us that probably is collectible.

21 MR. TOLCHIN: That's item number
22 11 you're asking about?

23 MR. SPONDER: Yes.

24 MR. TOLCHIN: For listed is less
25 than 90 days old?

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2 THE WITNESS: I have to see what
3 that is.

4 MR. SPONDER: No, they're 90 days
5 older.

6 MR. TOLCHIN: Older.

7 THE WITNESS: I have to see if
8 that's (inaudible.)

9 MR. SPONDER: I'm going to need
10 with that 11.8 million (inaudible).

11 A. I don't recall that.

12 Q. Number 11 on Schedule AB. So I
13 think Mr. Neumann is showing you Schedule
14 11AB, question 11 which sets forth accounts
15 receivable, 90 days older or less.

16 MR. SPONDER: So I guess it is 90
17 days old or less.

18 Q. 11.8 million.

19 A. I don't recall, I don't have the
20 paperwork in front of me right now.

21 Q. Okay, what paperwork do you need?

22 A. I don't know notes it was written
23 from, I don't recall.

24 MR. SPONDER: So those written
25 notes, Mr. Neumann, I'm going to need.

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2 Q. And then there's 4,000 listed as
3 90 days older. Do you know what the 4,000
4 consisted of?

5 A. I don't recall.

6 Q. At the time of the filing, you
7 list an operating account at TD Bank of --
8 with \$740,000 and change in it. Is that
9 correct?

10 A. That's correct.

11 Q. And is there still \$740,000 in
12 there?

13 A. Yeah, minus a few pennies.

14 Q. When was the last time you looked
15 at the bank account?

16 A. The beginning of the week I guess.

17 Q. And it was a few pennies short of
18 740,000?

19 A. A few pennies, it was -- yeah, it
20 was the same amount the beginning of the
21 week.

22 Q. And then another TD Bank account,
23 a payroll tax account of 100,000.

24 A. Yes.

25 Q. That's still there?

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2 A. Yes.

3 Q. Then there's money held by a
4 retired judge, I guess as a trustee in a --
5 in a lawsuit of a little bit over
6 \$23 million?

7 A. Yes.

8 Q. Money held by Tory's, LLP, unknown
9 amount. Do you know why that's unknown?

10 A. Tory's, LLP.

11 Q. Tory's, T-O-R-Y-S.

12 A. It's an attorney for -- attorney
13 in England I think it was.

14 MR. NEUMANN: Canada.

15 A. Tory's is a law firm, yes.

16 Q. Do you know what the amount that's
17 owed to them?

18 A. No, it varies it goes each month
19 he puts in more and so on.

20 Q. Is Tory's still working on
21 litigation?

22 A. Yes, certainly.

23 Q. Who is Tory's working for?

24 A. He's working for on behalf of the
25 clients.

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2 Q. Who are the clients?

3 A. The clients are -- there's a list
4 of names here of creditors; however, it is
5 on the list, that's the list of clients.
6 This is non-hires of people that they're
7 collecting for.

8 Q. Is the debtor a client?

9 A. No.

10 Q. So the law firm does not represent
11 the debtor any --

12 A. No.

13 Q. -- of these law firms do not
14 represent the debtor, they represent the
15 claimants?

16 A. The victims.

17 Q. Okay, there's Lourdes L. Morena
18 Ledon, Puerto Rico 749,000. Do you know
19 what that was for?

20 A. Yeah, that was residual of a
21 lawsuit on behalf of the Lod massacre,
22 Puerto Ricans who were killed in -- by
23 terrorists in Lod Airport, 40 some-plus
24 years, about 45 years ago, we were in a
25 lawsuit and got them judgments. And one of

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2 the lawyers out there is holding up moneys,
3 demanding they get cuts from it, so on and
4 so forth for filing a paper, whatever it is.
5 So they're holding it up.

6 Q. So there's a fee dispute?

7 A. To say the least, yeah.

8 Q. Paul Gaston, 712,000?

9 A. Yes, he represents victims, yes.

10 Q. And it says here he has claims
11 against the amount of 712,000. Do you know
12 what his claims are?

13 A. According to the agreement made
14 with him representing the clients, so it's
15 owed to him.

16 Q. That didn't answer my question.

17 A. Repeat the question.

18 Q. That's fine. What amount is
19 possibly owed to him of the 712,000 that
20 he's claiming to be --

21 A. We're not contesting that.

22 Q. All right, so you're contesting
23 that so you don't --

24 A. I'm not contesting it, I'm not
25 contesting it.

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2 Q. So then what's the answer?

3 A. What's the question?

4 Q. That's fine. I can ask the
5 question over and over again.

6 712,000 is owed to Mr. Gaston?

7 A. Yeah.

8 Q. You set forth on the schedules he
9 has claims against the money.

10 A. Yes.

11 Q. I'm asking you how much are his
12 claims.

13 A. Total amount?

14 Q. The entire amount?

15 A. Okay, yeah.

16 Q. And that's pursuant to a contract?

17 A. Yes.

18 MR. SPONDER: I'm going to need
19 that contract. Probably going to need
20 the contract with Ms. Ledon too.

21 THE WITNESS: Can I take a break?

22 MR. NEUMANN: I'm going to say all
23 these lawyers that are representing
24 victims, if there's contracts, we'll
25 just get them all.

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2 MR. SPONDER: Fair, thank you. I
3 need more to read.

4 THE WITNESS: Can we get a break
5 here or what?

6 MR. SPONDER: Do you need a break?
7 Okay, I can give you a break.

8 THE WITNESS: Okay.

9 MR. SPONDER: I'm going to go off
10 the record, Mr. Perr needs a break.

11 (END FILE TITLED: 1001)

12 (BEGIN FILE TITLED: 1002)

13 MR. NEUMANN: It's my wife's
14 birthday.

15 MR. SPONDER: Happy birthday.

16 MR. NEUMANN: Well, it's not going
17 to be happy if we don't get out of
18 here.

19 MR. TOLCHIN: Birthday today or
20 tonight?

21 MR. NEUMANN: Well, yeah.

22 UNIDENTIFIED SPEAKER: (Inaudible.)

23 MR. SPONDER: We're back, Mr. Perr
24 is back, he took a break, everybody
25 else took a break. We were -- I was

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2 asking questions about equipment and
3 I'm going to go from there in Schedules
4 A and B.

5 Mr. Neumann, number 54, part nine
6 of Schedules A and B, does the debtor
7 own or lease any real property, answer
8 no. We have already clarified that the
9 answer should be question and that's
10 the property at 216 in lake - I don't
11 know the --

12 THE WITNESS: In Lakewood.

13 MR. SPONDER: Yeah, the one in
14 Lakewood 216.

15 MR. NEUMANN: River Avenue, right.

16 Q. All right, there's an unliquidated
17 claim against DLA Piper for damages and
18 indemnification. Amount requested
19 \$19 million. Can you explain that,
20 Mr. Perr?

21 A. Yeah, I didn't do much -- well, I
22 can't tell you the figure where it comes
23 from. But whatever damages we feel that
24 that's the party that should be sued here,
25 he breached an agreement. As far as we're

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2 concerned he breached an agreement with the
3 American Center and is liable for whatever
4 other liabilities are.

5 Q. So the debtor's intent is to file
6 a lawsuit against DLA Piper?

7 A. At this point, yes.

8 Q. But you don't know where the
9 \$19 million amount number came in?

10 A. I don't recall.

11 Q. Okay. There's a pending
12 counterclaim against Michael and Mindy
13 Engleberg and the New York Center for Civil
14 Justice for 4.3 million.

15 A. Yes.

16 Q. What is that counterclaim?

17 A. That was money that was diverted
18 from the American Center to the New York
19 Center.

20 Q. And what's the case that's
21 involved in that's a counterclaim? What's
22 the name of the case, do you recall?

23 A. I don't know.

24 Q. Was it a derivative action that
25 was filed Nassau County in New York?

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2 A. I don't know if it's derivative
3 but it was filed Nassau County.

4 Q. But it involves Engleberg and the
5 New York Center for Civil Justice?

6 A. Yes.

7 Q. All right, so on question seven of
8 the statement of financial affairs all legal
9 actions that's not included in there, should
10 that have been included?

11 A. I don't know.

12 Q. Well, if there's an action
13 against -- by Engleberg versus the debtor
14 and you're required to list all legal
15 actions involving the debtor within one year
16 prior to bankruptcy cases, shouldn't that be
17 there?

18 A. Yes.

19 MR. NEUMANN: So we'll add that.

20 Q. Do you know of any other lawsuits
21 that the debtor was involved in besides that
22 Compuzano and the Greg Salzman case, as well
23 as the Engleberg case, those three. Were
24 there any other lawsuits?

25 A. Yes, it was all non-hisers

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2 (phonetic) that's how it's called. We were
3 involved in, as mentioned, Puerto Rico
4 and...

5 Q. Those five?

6 A. Hold on a second, I don't know how
7 many other. And Fort Hood is not a
8 financial thing, it's a -- it's a lawsuit
9 against the government but we're not -- it's
10 not financial, there's no agreement for
11 finances, it means for payments of the
12 victims of Fort Hood.

13 MR. NEUMANN: Was the center a
14 party to that litigation?

15 JEDEDIAH PERR: Certainly, we're
16 paying the attorneys.

17 MR. SPONDER: All right.

18 Mr. Perr, the son, I can't have you
19 answering questions.

20 A. Okay, look, we put the lawyer on,
21 our lawyer took it on a personal basis,
22 maybe not, but we paid a salary, we paid a
23 law firm to do it as well, to bring that
24 lawsuit on behalf of the victims.

25 Q. Which lawsuit?

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2 A. It's a lawsuit of Fort Hood
3 against the U.S. government on behalf of the
4 victims of the massacre that took place by
5 Major Hasan.

6 We don't show it, our name doesn't
7 show anywhere the attorney Sher with the law
8 firm that he involved that has brung that
9 lawsuit.

10 MR. SPONDER: All right,
11 Mr. Neumann, that causes problems
12 for -- in bankruptcy, paying the bills
13 of a lawsuit that -- without court
14 order that doesn't -- I don't even --

15 MR. NEUMANN: It happened
16 post-petition.

17 MR. SPONDER: Okay, just -- you're
18 aware of it?

19 MR. NEUMANN: I'm aware of the
20 issues. We're aware of it, we'll take
21 care of it.

22 MR. SPONDER: So we need all of
23 those legal actions set forth in the
24 statement of financial affairs so that
25 accurately reflects the debtors, the

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2 litigations that are pending at the
3 time of the bankruptcy filing.

4 THE WITNESS: Pardon me, you're
5 talking about something going back a
6 number of years. This is not
7 happening -- there's no payments been
8 for years already.

9 MR. SPONDER: Okay, that makes
10 things easier.

11 Q. All right, I went through the
12 assets and liabilities of the company. Are
13 in any other assets -- not liabilities, just
14 assets. Are there any other assets of
15 company that have not been listed?

16 A. Not to my knowledge, I can't
17 recall.

18 Q. All right, Paul Gaston you list as
19 a secured creditor 712,000 but disputed.
20 Before you told me that you think he might
21 be owed the entire amount, but it's disputed
22 as to that. So you don't think he's owed
23 the entire amount?

24 A. It's abnormally complicated, it's
25 between how many clients owe him and he owes

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2 them. I can't answer that right now. That
3 has to be worked out.

4 Q. When can you answer it?

5 A. I can't even answer that.

6 Q. How do you answer that?

7 A. I'll have to call whatever --
8 Gaston and discuss with him possibly.

9 Q. Is there a contract that explains
10 what he's owed?

11 A. Somewhere yes.

12 MR. SPONDER: Okay, I'm going to
13 need that considered and I think I
14 already requested that contract.

15 MR. NEUMANN: You did.

16 Q. All right, to best of your
17 knowledge are there any other secured
18 creditors other than, I guess, the three
19 creditors that you filed the adversary
20 proceeding that whether or not they're
21 secured or not but they weren't listed as
22 secured for purposes of the schedules.

23 MR. NEUMANN: The debtor sends
24 they're not secured.

25 Q. Any other secured creditors to the

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2 best of your knowledge?

3 A. I don't know what means secured
4 creditor.

5 Q. That they hold a lien against any
6 of the assets or collateral of the debtor?

7 A. I can't think of any now.

8 Q. Okay. You have listed here the
9 IRS is owed about \$1,100.

10 A. It's a few days old.

11 Q. American Center for Civil Justice
12 it just stops at R-E-L-I-G-I. Is that
13 American Center for Civil Justice Religious
14 Tolerance, Inc. or something to that effect?

15 MR. TOLCHIN: Liberty and
16 Tolerance, Inc.

17 Q. And who owns that company?

18 A. It's a not-for-profit.

19 Q. It's a not-for-profit. And who
20 owns it?

21 A. It's a corporation, New Jersey
22 corporation.

23 Q. Who are the directors, do you
24 know?

25 A. The directors, is one of them is

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2 sitting next to me.

3 Q. All right, and his name?

4 A. Jed Perr, P-E-R-R.

5 Q. And that company --

6 A. (Inaudible.)

7 Q. That company --

8 A. I'm not family with more than
9 that, yeah.

10 Q. That company is owed about
11 \$14.8 million?

12 A. Yeah.

13 Q. From what?

14 A. From an agreement.

15 Q. Would you be able provide a copy
16 of that agreement?

17 A. Yes.

18 Q. Is that a 2007 agreement?

19 A. I don't recall the date, that
20 reaffirmed it was originally and that was
21 reaffirmed by the board and so on.

22 MR. SPONDER: Reaffirmed by the
23 board in, I think in 2013, Mr. Neumann
24 so the agreement and the amendment.

25 Q. Avi Elishis.

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2 MR. TOLCHIN: Elishis.

3 Q. Elishis. Got it right the first
4 time. 5.6 million, do you recall what
5 that's for?

6 A. That's what they're suing us for,
7 I don't know -- I don't have the figures.

8 Q. What are they suing you for?
9 That's my question.

10 A. They're suing because they feel we
11 should -- that the American Center was
12 obligated to tell them about a certain
13 property and we didn't tell them about a
14 property, something like that. I'm not very
15 clear about that lawsuit to begin with.

16 Q. And you dispute that they're owed
17 any money?

18 A. Dispute what.

19 Q. The debtor disputes?

20 A. I dispute that I owe it, yeah.

21 Q. Unknown amount, Chad Holland
22 listed an unknown amount. Is Chad Holland a
23 claimant?

24 A. Claimant, yes.

25 Q. And do the claimants sign an

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2 agreement with the debtor when -- when you
3 have discussions and then they become a
4 claimant?

5 A. They sign an agreement and they --
6 yes.

7 Q. Is that called a claimant and
8 center agreement?

9 A. Yes, it is.

10 MR. SPONDER: I'm going to need
11 the claimant and center agreements that
12 are in existence now.

13 Q. Cielito Valencia, that's another
14 claimant?

15 A. Yes.

16 Q. Cullen Dyckman in an unknown
17 amount?

18 A. Yes.

19 Q. Is Cullen Dyckman, LLP, that's a
20 law firm, correct?

21 A. I imagine so, that sounds right,
22 yeah.

23 Q. No, I'm just -- it has an LLP,
24 I've heard of it. I'm just asking you, do
25 you know if it's -- if you don't know it's a

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2 law firm, you tell me you don't know?

3 A. I don't know.

4 Q. It's in an unknown amount. Do you
5 know why -- do you know what's owed to them?

6 A. No.

7 Q. So you don't know that they're a
8 law firm, you have no dealings with them?

9 A. I don't deal with them.

10 Q. Who dealt with them?

11 A. I don't know.

12 Q. Who else assists you with running
13 American Center for Civil Justice?

14 A. When I'm over my head.

15 Q. When you're over your head?

16 A. Okay, and then the board can't
17 help me I will call my son to help me.

18 Q. Does your son know about Cullen
19 Dyckman?

20 A. Possibly, I don't -- ask him.

21 Q. When you're over your head, what
22 does your son do to assist?

23 A. I can't tell you, magic.

24 Q. What you're doing is you're going
25 to cause me to serve a 2004 exam on your son

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2 by answering "magic." Do you want to
3 clarify? A 2004 exam is a deposition. If
4 you don't know, you don't know.

5 A. I don't know, I don't know.

6 Q. Magic --

7 A. I don't know, take out magic, I
8 don't know.

9 Q. Magic is red flags.

10 A. I don't know.

11 Q. Diana Compuzano, \$8.95 million.

12 Is that -- she has a claim against the
13 debtor?

14 A. Yes.

15 Q. Is that -- is she one of the
16 claimants?

17 A. Yes.

18 Q. And you dispute that as well,
19 correct?

20 A. Yes.

21 Q. Then Dinsmore & Shohl.

22 A. Yes.

23 Q. 35,000?

24 A. Yes.

25 Q. Do you know what that's for?

1 E. PERR - AUDIO RECORDING

2 A. They worked for Fort Hood on the
3 Fort Hood case.

4 Q. They're attorneys?

5 A. Yes.

6 Q. And you dispute that they're owed
7 any money?

8 A. I think we paid them up, I'm not
9 sure they did the work that they were
10 supposed to do and so on.

11 Q. DLA Piper we know is a law firm.
12 But in an unknown amount?

13 A. Right.

14 Q. Do you know how much they're owed?

15 A. No.

16 Q. Did you deal with DLA Piper or did
17 you deal with someone else?

18 A. I did on and off, mostly it was
19 done by -- I think Engleberg dealt with them
20 mostly.

21 Q. Did -- is DLA Piper still
22 representing certain of the debtor's
23 claimants?

24 A. Yes, yes, yes.

25 Q. Donna Marie Holland claimant?

1 E. PERR - AUDIO RECORDING

2 A. Yes.

3 Q. You're listed as being owed
4 \$320,000?

5 A. Okay.

6 Q. What is that for?

7 A. Salary.

8 Q. So that's a year and a half
9 salary?

10 A. Yeah.

11 Q. The estate of Curtis Taylor, is
12 that a claimant?

13 A. Yes.

14 Q. Curtis Taylor.

15 A. Yeah.

16 Q. Gerald Walsh, a claimant?

17 A. Yes.

18 Q. Greg Salzman, 4.7 million?

19 A. Yes.

20 Q. That's a claimant as well?

21 A. Yes.

22 Q. And they filed a lawsuit?

23 A. Mm-hmm.

24 Q. And you dispute that amount?

25 A. Yes.

1 E. PERR - AUDIO RECORDING

2 Q. James Holland in an unknown
3 amount?

4 A. Yes.

5 Q. That's a claimant?

6 A. Yes.

7 Q. Harris Tannenbaum, that's a person
8 on the board of directors?

9 A. Nope.

10 Q. Is that a different Tannenbaum?

11 A. No, that's -- we just hired him as
12 a --

13 Q. Comptroller.

14 A. Right, right, he did taxes.

15 Q. So that's his salary, 6,800?

16 A. No, 6,800 was for the taxes, he
17 said, he filed (inaudible) taxes. He wasn't
18 paid.

19 Q. Okay, that was for his services --

20 A. Right.

21 Q. That was provided.

22 Joshua Ambush \$38.8 million,
23 that's disputed?

24 A. Yes.

25 Q. What claim is that, that's a claim

1 E. PERR - AUDIO RECORDING

2 he brought against the debtor?

3 A. Yeah.

4 Q. Do you recall what it was for?

5 A. Absolutely not.

6 Q. Who would know?

7 MR. NEUMANN: He filed a proof of
8 claim, that's the only basis that we
9 have for knowing that. It does not
10 have other information in it.

11 Q. Right. Did you ever deal with
12 Mr. Ambush?

13 A. No, it was years ago.

14 Q. Joyce Brewer, is that a claimant?

15 A. Yes.

16 Q. Koffsky Schwalb, LLC is owed
17 321,000, is that a law firm?

18 A. Yes.

19 Q. Are they continuing to work as of
20 now for the claimants or for the debtor?

21 A. I think so, yeah.

22 Q. Loeb & Loeb 150,000, is that a law
23 firm as well?

24 A. Yes, law firm, yeah.

25 Q. Lourdes Ledon, 20,000?

1 E. PERR - AUDIO RECORDING

2 A. Yes.

3 Q. Law firm?

4 A. Law firm.

5 Q. Luz Southard is a claimant?

6 A. Who?

7 Q. Southard, S-O-U-T-H-A-R-D.

8 A. I assume so, yeah.

9 Q. Maria Taylor, claimant.

10 A. I think so.

11 Q. Michael Engleberg, claimant or is
12 that -- who is Michael Engleberg?

13 A. Too long a speech, Michael
14 Engleberg. Who is he? His lawyer is here,
15 maybe he'll explain. He was a board member.

16 Q. So he's a former board member?

17 A. It's a derivative lawsuit whatever
18 is going on six years, I can't recall.

19 Q. And is that the counterclaim that
20 we discussed, the \$4.3 million?

21 A. Yeah.

22 Q. But he believe -- but he has -- he
23 sued you -- he sued the debtor; how much did
24 he sue the debtor for?

25 A. No money, no (inaudible) he sued

1 E. PERR - AUDIO RECORDING

2 to take over the corporation.

3 Q. Michael Welch, is that a claimant?

4 A. Claimant, yes.

5 Q. Neal Sher, 12,500?

6 A. Claimant, he's a lawyer, yeah,
7 maybe a month's salary.

8 Q. Is he an employee of the company?

9 A. Yes.

10 Q. And he acts as general counsel?

11 A. Yes.

12 Q. Is that a monthly salary?

13 A. Yes.

14 Q. So he was owed one month?

15 A. Yes. I believe he's still owed
16 actually.

17 Q. Mr. Paul Blais, is that a
18 claimant?

19 A. Claimant, yeah.

20 Q. Professor Dan Sarooshi, 25,000?

21 A. He's a lawyer who represents the
22 victims in England.

23 Q. Professor Roy Simon.

24 A. Also a lawyer.

25 Q. \$37,000.

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2 A. Yeah.

3 Q. What did he do?

4 A. He was an ethics professor. And
5 he got involved and represented whatever it
6 is, I don't recall.

7 Q. Was he an expert in one of your
8 cases?

9 A. No.

10 Q. Richard Paul Brewer, is that a
11 claimant?

12 A. Yes.

13 Q. Sonya Broadway, claimant?

14 A. I believe so.

15 Q. Steven Wolfe, a claimant?

16 A. I believe so.

17 Q. Tory's LLP, 120,000. That's a law
18 firm, correct?

19 A. Law firm.

20 Q. And Weinreb Law Firm, \$180,000
21 another law firm?

22 A. Correct.

23 Q. Are there any other creditors that
24 I haven't gone over that you're aware of?

25 A. Not that I know of.

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2 Q. So I think if those are all the
3 claimants, then we know the claimant
4 agreements that we need to get.

5 MR. NEUMANN: Right.

6 MR. SPONDER: Might make life a
7 little easier to get.

8 Schedule G, as we talked about or
9 was talked about earlier, needs to add
10 those agreements as well as any
11 agreements with attorneys, all of
12 those.

13 Q. I'm going to ask you a few
14 accounting questions; if you don't know the
15 answer that's fine, we'll ask your
16 controller or accountant.

17 When the does the debtor's fiscal
18 year end? Is it based on a calendar year?
19 If you don't know you have to say you don't
20 know?

21 A. I don't know.

22 Q. Is accounting done on a cash or
23 accrual basis?

24 A. I don't know.

25 Q. Who maintains the books and

1 E. PERR - AUDIO RECORDING

2 record?

3 A. They have them in the office, the
4 controller at this point.

5 Q. Did you ever maintain them?

6 A. No.

7 Q. Statement of financial affairs
8 sets forth that you would be the person to
9 contact who maintains the book and records?

10 A. Right, you're the only one
11 contacted for a period of time now.

12 Q. So which is the right answer?

13 A. It's in the office, I'm the only
14 one that you called, so what do I tell you?

15 Q. Okay. Did the debtor make any
16 payments exceeding \$6,425 to any creditors
17 during the 90 days prior to the bankruptcy
18 filing?

19 A. No.

20 Q. Other than the lawsuit that was
21 discussed, is there any other litigation the
22 debtor is seeking to file?

23 A. Not that I can think of at this
24 point.

25 Q. Was any of the debtor's property

1 E. PERR - AUDIO RECORDING

2 attached, garnished or seized during the
3 year prior to the bankruptcy filing?

4 A. No.

5 Q. Were any of the debtor's assets
6 repossessed or closed upon or otherwise
7 transferred upon during the year prior to
8 the bankruptcy filing?

9 A. Our bank account as seized.

10 Q. When was that, within a year?

11 A. Probably a year and a half
12 something like that. A year to year and a
13 half.

14 Q. Was any property in the hands of a
15 receiver or other court-appointed official
16 during the year prior to the filing?

17 A. No.

18 MR. SPONDER: What is the
19 trustee -- would he be considered?

20 MR. NEUMANN: Well, it's a good
21 question. He's a court appointed in a
22 district court action to oversee a fund
23 that exists by virtue of a version of
24 title 24 which is the internal revenue
25 code which I read and didn't completely

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2 understand. But he has custody of a
3 lot of money and there's some money
4 that is the subject of a dispute
5 between the plaintiffs in the
6 garnishment action and the debtor. And
7 I've seen correspondence from his
8 lawyer saying, I think, that they're
9 waiting for a court of competent
10 jurisdiction to decide who owns the
11 money.

12 MR. SPONDER: Okay.

13 Q. Did the debtor have any previous
14 addresses in the last two years?

15 A. No.

16 Q. Was the debtor ever -- actually
17 three years, was the debtor ever located at
18 4912 14th Avenue in Brooklyn, New York?

19 A. We maintain -- yes, we maintain a
20 office -- we retain a private secretary
21 there, it's a legal address.

22 Q. That's an office?

23 A. It's a legal address, it's
24 (inaudible) and it's a legal address.

25 Q. Legal address for whom?

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2 A. For the American Center, it's a
3 New York address.

4 Q. Is that leased, that property, or
5 owned?

6 A. No, it used to be leased, no.

7 Q. So the debtor owns it or who owns
8 it?

9 A. It's owned by a corporation
10 (inaudible.)

11 Q. It's owned by a corporation. Does
12 the debtor pay rent?

13 A. No.

14 Q. What's the name of the corporation
15 that owns it?

16 A. YMHA.

17 Q. Are you a member or officer of
18 that company?

19 A. No.

20 Q. Any of your family members?

21 A. Nope.

22 Q. And they let you stay there for
23 free?

24 A. It's -- yeah, it's an address.

25 Q. How about 1331 55th Street in

1 E. PERR - AUDIO RECORDING

2 Brooklyn, New York?

3 A. No, hasn't been used for many
4 years.

5 Q. 280 Madison Avenue New York, New
6 York?

7 A. It's a mailing address, yeah.

8 Q. Is that a PO box?

9 A. No, it's an address, we don't have
10 a box.

11 Q. Is there an office there?

12 A. There's a telephone and an office
13 there. I don't have the details.

14 Q. Who would have the details?

15 A. I don't know. I get a bill once a
16 year.

17 Q. But if you don't have the details,
18 who would have the details?

19 A. I would have to ask.

20 Q. Ask whom?

21 A. I mean, I can ask you a question,
22 is that an address (inaudible.)

23 Q. That's fine, I understand that.

24 But you're answering questions that --

25 A. I'm answering correctly. You're

1 E. PERR - AUDIO RECORDING

2 asking me am I in touch with that, I pay the
3 bill for it and if people have to call they
4 forward the call and so on.

5 Q. So there's no one presently
6 physically at that location for the debtor?

7 A. No.

8 Q. Does the debtor have an
9 accountant?

10 A. Excuse me?

11 Q. Does the debtor have an
12 accountant?

13 MR. NEUMANN: An outside
14 accountant.

15 Q. An outside accountant.

16 A. No, not at this point.

17 Q. Do you know Simonne Beckeled's
18 address?

19 A. 54 -- I don't have it in front of
20 me.

21 Q. All right, number 28 on statement
22 of financial affairs just doesn't have her
23 address.

24 Payroll is listed here as just
25 payroll, it doesn't say whom. I don't like

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2 to assume, but possibly assume that it's
3 certain of the board of directors that are
4 --

5 MR. NEUMANN: ID the people that
6 are on the payroll.

7 Q. Yes. And there's negative
8 numbers, is there any reason why there's
9 negative amounts that are listed here?

10 A. I don't know.

11 Q. Where did you get those numbers
12 from?

13 A. I don't recall.

14 Q. Who would have given them to you?

15 A. I don't recall (inaudible.)

16 Q. It says payroll, then it has these
17 negative numbers.

18 A. The new controller put this, we
19 went through it, I'm not familiar with it.

20 MR. NEUMANN: An explanation.

21 MR. SPONDER: Explanation for the
22 controller.

23 A. No.

24 Q. Did the debtor suffer any losses
25 from fire, theft or any other casualty

1 E. PERR - AUDIO RECORDING

2 during the year prior to the bankruptcy
3 filing?

4 A. No.

5 Q. So to be clearer, since I know the
6 dates, it's a copy of the April 12th, 2007
7 agreement between the debtor and the
8 American Center for Civil Justice Religious
9 Liberty and Tolerance, Inc. which was
10 amended again on October 8th, 2013.

11 Was there a settlement reached in
12 the state court in the derivative action
13 between Engleberg and the debtor?

14 A. There was a tentative paper what
15 you call, but it was -- but it was never
16 finished, it was never completed.

17 MR. SPONDER: Okay, a copy of the
18 settlement agreement, or purported
19 settlement agreement, I should say.

20 Q. Were there the law firms that are
21 assisting the claimants such as Tory's, Loeb
22 & Loeb, Lourdes Morena, Koffsky, were they
23 continuing to provide services from -- in
24 January, February or March of this year?

25 A. I can't answer the question, I

1 E. PERR - AUDIO RECORDING

2 don't know.

3 MR. SPONDER: The reason why I'm
4 asking is that there are orders in the
5 state court that they were seeking to
6 get paid?

7 MR. NEUMANN: Right.

8 MR. SPONDER: And those amounts
9 are much different than the amount in
10 the schedules; the amounts in the
11 schedules are higher. So the only
12 answer to that would be that they
13 provided hopefully services or
14 something is wrong. So I'd like you to
15 look into that.

16 MR. NEUMANN: So I'm trying to
17 reconcile --

18 MR. SPONDER: Yes.

19 MR. NEUMANN: -- the orders where
20 they're trying to get paid.

21 MR. SPONDER: Right. And they did
22 get paid in 2017, some of them did get
23 paid. Some of them did get paid in the
24 2018 order, which would lead me to
25 believe that there was a big number for

1 E. PERR - AUDIO RECORDING

2 some of them for just three and a half
3 months, which might be correct, might
4 not be correct, I don't know.

5 MR. NEUMANN: Well, DLA Piper
6 could be a real big number if they're
7 doing stuff, I don't know.

8 MR. SPONDER: Correct.

9 MR. TOLCHIN: They're on
10 contingency.

11 MR. NEUMANN: I hope they are,
12 good, you're right. 15 percent.

13 UNIDENTIFIED SPEAKER: I could
14 show you the orders when he's finished.

15 Q. So we talked about briefly
16 Mr. Ambush filed a lawsuit against the
17 debtor?

18 A. I am assuming.

19 Q. Okay.

20 MR. SPONDER: If there is a
21 lawsuit --

22 MR. NEUMANN: Right.

23 MR. SPONDER: -- filed by
24 Mr. Ambush, that needs to be added to
25 statement of financial affairs.

1 E. PERR - AUDIO RECORDING

2 MR. NEUMANN: Right.

3 MR. TOLCHIN: He attached it to
4 the claim.

5 Q. There's a Dominich versus Guzman.

6 A. That's the Puerto Rican claim.

7 MR. TOLCHIN: That needs to be
8 added as well.

9 MR. NEUMANN: Mm-hmm.

10 Q. Other than the agreement that was
11 entered into in 2007 and 2013 with your
12 son's not-for-profit, are there any other
13 agreements that the debtor has with that
14 company?

15 A. No.

16 Q. Have there ever been any other
17 agreements?

18 A. No.

19 Q. Going through my questioning. You
20 need another break or can we continue?

21 A. You can continue.

22 Q. We'll start, we'll go around the
23 table. Well, actually we'll go, ladies
24 first.

25 FEMALE SPEAKER: (Inaudible.)

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2 MR. SPONDER: So we'll -- she's
3 still first, she passes. We'll go
4 around.

5 Set forth your name, who you
6 represent, where you're from, all for
7 the record please, and please ask
8 whatever questions you may have if you
9 have any, sir.

10 MR. SERBIN: We'll start from that
11 side.

12 MR. SPONDER: You want me to pass
13 for the time?

14 MR. SERBIN: You want me to go
15 first?

16 MR. SPONDER: I was going to go
17 this way, it just makes life easier.

18 MR. SERBIN: That's fine. Gary
19 Serbin from Koffsky Schwalb. We
20 represent the ACCJ, the American Center
21 for Civil Justice in the -- in the suit
22 in Nassau County in the Compuzano
23 versus ACCJ. We don't represent any
24 claimants. This is just their
25 presentation.

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2 We've been involved in the suit
3 prior them filing for bankruptcy and
4 that's basically it.

5 MR. SPONDER: All right. Do you
6 have any questions of Mr. Perr?

7 MR. SERBIN: I don't have any
8 questions.

9 MR. SPONDER: Sir?

10 MR. WEINREB: Elan Weinreb for the
11 Weinreb Law Firm, 1225 Franklin Avenue,
12 Suite 325, Garden City, New York. I
13 represent ACCJ in Engleberg versus
14 Perr, index number 606919/2014. That
15 case was previously discussed, has a
16 settlement agreement. The exact nature
17 of it is still up in the air, but it
18 was signed approximately in December up
19 to that point -- December 2017.

20 Up to that point I was
21 representing ACCJ in the litigation
22 there, and to the extent that any
23 issues in the Compuzano versus Sher
24 action that arose related to that
25 action, I advised on those issues as

1 E. PERR - AUDIO RECORDING

2 well. That action is 6053792016.

3 I do have just a couple of
4 questions for the debtor.

5 EXAMINATION BY

6 MR. WEINREB:

7 Q. So Rabbi Perr, you mentioned
8 before that the ACCJ's assets were frozen.
9 Do you have an opinion as to whether or not
10 the freezing of those assets precipitated or
11 otherwise influenced the bankruptcy in this
12 matter?

13 A. It didn't help.

14 Q. Would it also be the case that
15 there was a discussion of an attachment
16 order in the -- actually attachment orders
17 in the Compuzano matter. Would those also
18 have precipitated or influenced the
19 bankruptcy in this matter?

20 A. I thought it was the same
21 question, yes. What do you mean attachment
22 order?

23 Q. No, first was the freeze order?

24 A. Yeah.

25 Q. And then I'm asking the same

1 E. PERR - AUDIO RECORDING

2 question with respect to the attachment
3 orders.

4 A. I don't know what attachments
5 orders are. That's how little I know about
6 (inaudible.)

7 Q. With respect to your counsel, at
8 what point was your counsel first retained
9 by ACCJ?

10 A. Which counsel are you referring
11 to.

12 Q. Mr. Neumann.

13 A. Shortly after the last offer was
14 made to settle this case.

15 Q. And could you please give an
16 estimate?

17 A. Just a few days after, that's all,
18 you have the dates when it was filed. After
19 that meeting we made it.

20 Q. Would be it accurate to say it was
21 around March 22, 2018?

22 A. Something like that, yeah.

23 MR. WEINREB: I don't have any
24 further questions. Thank you.

25 MR. SPONDER: Thank you. Sir?

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2 MR. HOWE: I'm going to pass to
3 Mr. Tolchin and reserve.

4 MR. SPONDER: I'm just going to
5 get up before we continue because I
6 actually ran out of ink in two pens and
7 I'm going to get another pen.

8 That's all right, I'll get my own
9 pen. You can write too, but I listen
10 as you ask.

11 Go ahead; you can ask questions.

12 EXAMINATION BY

13 MR. TOLCHIN:

14 Q. So you said it was what you called
15 a tentative settlement agreement, do you
16 recall saying that?

17 A. Yeah.

18 Q. And that was a tentative
19 settlement agreement of the case of
20 Engleberg versus Perr?

21 A. That's correct.

22 Q. And did you participate in
23 negotiating that tentative settlement
24 agreement?

25 A. Somewhat.

1 E. PERR - AUDIO RECORDING

2 Q. Were you represented by a lawyer?

3 A. Yes.

4 Q. Who was that?

5 A. Sher.

6 Q. Neal Sher.

7 A. Neal Sher.

8 Q. Anyone else?

9 A. Were you involved?

10 Q. Gary Serbin?

11 A. Were you involved in that also?

12 Q. Koffsky Schwalb?

13 MR. SERBIN: Just for the record,
14 Koffsky Schwalb was not involved in the
15 negotiation.

16 Q. Elan Weinreb, Elan Weinreb?

17 MR. SPONDER: One second. We're
18 asking Mr. Perr, if he doesn't know the
19 answer then he answers we don't know.
20 You're not on -- we'll get to that.

21 Q. How about Joseph Covello?

22 A. I don't know.

23 Q. Did he represent you in
24 negotiating that agreement?

25 A. Not to my knowledge.

1 E. PERR - AUDIO RECORDING

2 Q. Did you sign that agreement?

3 A. Yes, I did.

4 Q. Are you aware of anyone else
5 having signed that agreement?

6 A. Engleberg signed it.

7 Q. Engleberg signed it. How about
8 Jedidiah Perr, Jed Perr, did he sign it?

9 A. I don't know.

10 Q. You don't know if he signed it?

11 A. I certainly signed it I know.

12 Q. What?

13 A. I signed it I know.

14 Q. Did you see a fully executed copy
15 of that document?

16 A. I do not recall.

17 Q. Do you know whether that document
18 was sent to the New York State Attorney
19 General's office?

20 A. Yes, it was.

21 Q. It was. And was the Attorney
22 General's office told that that was a signed
23 copy of the settlement agreement we've
24 negotiated?

25 A. Not to my knowledge.

1 E. PERR - AUDIO RECORDING

2 Q. What were they told about this
3 tentative settlement agreement?

4 A. I don't recall. I have to see,
5 talk to the lawyer who sent it.

6 Q. And who would that be?

7 A. I imagine Sher.

8 Q. How about was the firm of Loeb &
9 Loeb representing you?

10 A. Possibly.

11 Q. But you don't know?

12 A. I can't answer you, there's a lot
13 lawyers involved.

14 Q. You listed on the schedule I
15 believe \$150,000 that's owed to Loeb & Loeb,
16 is that correct?

17 A. Whatever it says, that's what the
18 bill is.

19 Q. In excess of \$100,000 owed to Loeb
20 & Loeb?

21 A. Something like that.

22 Q. What was that for?

23 A. I don't recall.

24 Q. What work did Loeb & Loeb do?

25 A. I don't recall.

1 E. PERR - AUDIO RECORDING

2 Q. Did Loeb & Loeb represent you in
3 negotiating a settlement agreement?

4 A. I wouldn't if -- I didn't watch
5 the bills, if the bill says, so they did so.

6 Q. So who did the watch the bills?

7 A. I don't know, next.

8 Q. Okay. Do you know whether the
9 ACCJ made an application to Supreme Court
10 Nassau County for money to pay an
11 accountant?

12 A. Yes, we did.

13 Q. What accountant was that?

14 A. Harris Tannenbaum tax return.

15 Q. Harris Tannenbaum?

16 A. Yes, I think it was.

17 Q. What did you say Mr. Jed Perr, you
18 whispered something?

19 JEDEDIAH PERR: No, no, talking
20 to myself.

21 Q. Did you -- did I hear you
22 correctly when you testified that you took
23 salary last week?

24 A. Yes.

25 Q. Is the ACCJ not under an asset

1 E. PERR - AUDIO RECORDING

2 freeze order from the state court, Judge

3 Bucaria?

4 MR. NEUMANN: It's been superseded
5 by the Chapter 11.

6 MR. TOLCHIN: Says who?

7 MR. NEUMANN: The bankruptcy code,
8 it's an injunction.

9 MR. TOLCHIN: So it's vacated, the
10 judge's orders are vacated? That's
11 what you're saying?

12 MR. NEUMANN: I don't want a legal
13 debate, but unless you're an
14 environmental regulator or exercising
15 police power, the injunction's
16 generally regarding the assets of
17 debtor.

18 MR. TOLCHIN: (Inaudible) by
19 unilaterally filing a bankruptcy
20 petition, all the state judge's orders
21 are vacated.

22 MR. NEUMANN: You have questions
23 of the witness?

24 MR. TOLCHIN: I'm asking you, sir.

25 MR. NEUMANN: I'm not going to

1 E. PERR - AUDIO RECORDING

2 answer, I'm not going to have this
3 debate. We're not in a court.

4 MR. TOLCHIN: We kind of are.

5 MR. SPONDER: We're in a
6 courthouse.

7 MR. NEUMANN: We're in a
8 courthouse.

9 Q. So other than paying yourself, did
10 the ACCJ make any other payments that have
11 been held up because of the Judge Bucaria's
12 as injunction?

13 A. Paid all the salaries and
14 outstanding bills and file office
15 maintenance and that's it.

16 Q. What other salaries did you pay
17 besides paying yourself?

18 A. It's all in the record, it will
19 come at the end of the month.

20 Q. I'm asking you, sir.

21 A. I'm answering you.

22 Q. I'm not going to get anything.

23 A. You're not in a courtroom.

24 Q. So did you pay Neal Sher?

25 A. I paid Neal Sher.

1 E. PERR - AUDIO RECORDING

2 Q. How much did you pay Neal Sher.

3 A. His full salary, I don't know.

4 Q. How much money, how many zeros?

5 A. Figure it out, it's on the record.

6 Q. Did you pay anyone besides Neal

7 Sher?

8 A. All salaries are paid.

9 Q. Who?

10 A. It's all on record.

11 Q. You said there's four employees,
12 if I'm not mistaken. Is that what you said?

13 A. Listen, you're not in a courtroom;
14 behave yourself, all right? You want
15 through a deposition with me, that's it.

16 MR. NEUMANN: You still have to
17 answer his questions.

18 A. I don't --

19 Q. Who are the four employees?

20 A. The four employees --

21 Q. You, Neal Sher and who else.

22 A. And the secretary.

23 Q. What's her name?

24 A. Her name is Simonne Beckeled.

25 Q. Simonne Beckeled?

1 E. PERR - AUDIO RECORDING

2 A. Yes.

3 Q. She's also a board member?

4 A. That's right.

5 Q. How much did you pay Simonne
6 Beckeled?

7 A. 900, 1,000, whatever 900 or a
8 1,000, something like that.

9 Q. \$900,000?

10 MR. NEUMANN: 900 or 1,000.

11 Q. Okay, and who's the fourth
12 employee?

13 A. We don't have any salaries for
14 fourth employees at this point.

15 Q. Who was the fourth employee?

16 A. I told you we don't have a
17 salaried fourth employee.

18 Q. Right, but I asked you what the
19 person's name is?

20 A. The person's name is Harris
21 Tannenbaum.

22 Q. Okay, what's the salary?

23 A. He's not paid yet.

24 Q. Okay. So you said you don't know
25 who -- you said you don't know who Roy Simon

1 E. PERR - AUDIO RECORDING

2 is.

3 A. I didn't say that.

4 Q. Okay, who is Roy Simon?

5 A. He's a lawyer.

6 Q. And who does he represent?

7 A. I can't answer you, he did legal
8 work, he was paid for it.

9 Q. What legal work did he do?

10 A. As assigned, I don't know.

11 Q. I'm sorry?

12 A. As he was assigned, I don't know.

13 Q. What did he work on?

14 A. You have to look up his profession
15 and ask him.

16 Q. Where should I look?

17 A. I don't know, those are submitted,
18 it's all in the record.

19 Q. Where are those bills?

20 A. Wherever they are.

21 Q. Do you have them?

22 A. I don't have them with me.

23 Q. Do you have them anywhere in this
24 world?

25 A. I assume so.

1 E. PERR - AUDIO RECORDING

2 Q. Where would that be?

3 A. It would be located in the office
4 if he sent it in, it's in the office in a
5 pile of papers.

6 Q. Did you pay him?

7 A. I didn't pay him.

8 Q. Have you paid him any money?

9 A. Since bankruptcy or before?

10 Q. No, before.

11 A. No, it was frozen.

12 Q. Did you pay him any money before?

13 A. Not that I recall.

14 Q. Did you put in an application to
15 Judge Bucaria asking for permission to pay
16 him?

17 A. Yes, I did.

18 Q. Did you Judge Bucaria give you
19 permission to pay him?

20 A. As far as I know, no.

21 Q. Okay. What about Josh Ambush?

22 A. What about him?

23 Q. How about have you known Josh
24 Ambush?

25 A. I've known him since he was 17.

1 E. PERR - AUDIO RECORDING

2 Q. Was Josh Ambush an employee of
3 American Center?

4 A. I claim yes and he claims no.

5 Q. Is he suing the American Center
6 for Civil Justice?

7 A. It seems so.

8 Q. Well, have you been served with a
9 summons and complaint?

10 A. No.

11 Q. Do you have lawyers representing
12 you in the case involving Josh Ambush?

13 A. Several years ago it was a lawyer
14 that was dealing with him and I haven't
15 heard from this case in three years.

16 Q. Who was that lawyer?

17 A. Charles Both.

18 Q. Charles Both, B-O-T-H?

19 A. That's right, yeah.

20 Q. And he was representing him?

21 A. Yes, to the best of my knowledge.

22 Q. Does he still represent him?

23 A. I have no idea.

24 Q. What was the disposition of
25 Mr. Ambush's case?

1 E. PERR - AUDIO RECORDING

2 A. I don't know.

3 Q. Well, you listed Mr. Ambush's
4 claim on the petition, didn't you?

5 A. Yes, he has a claim.

6 Q. For \$31 million?

7 A. I didn't say 31, he claimed 31.

8 Q. Where did he make the claim of
9 \$31 million?

10 A. I have no idea.

11 MR. NEUMANN: He filed a proof of
12 claim in this bankruptcy case.

13 MR. TOLCHIN: Yes, that was after
14 he filed the petition.

15 Q. So I'm asking you from the time
16 you filed the petition, where he got
17 \$31 million --

18 MR. NEUMANN: It wasn't on the
19 petition, it was on the schedules. The
20 schedules were done after the claim was
21 filed.

22 MR. TOLCHIN: Do you have the
23 petition?

24 MR. SPONDER: Yes, I do.

25 Q. Do you understand, sir, the

1 E. PERR - AUDIO RECORDING

2 general nature of what Mr. Ambush claims?

3 A. He claims violation of a
4 settlement agreement.

5 Q. What settlement agreement was
6 that?

7 A. I don't recall, it's going back a
8 lot of years.

9 Q. A settlement agreement of a case?

10 A. No.

11 Q. What kind of a settlement was it?

12 A. I don't recall.

13 Q. Do you have a copy of that
14 settlement agreement?

15 A. Not at hand.

16 Q. Do you have it anywhere in the
17 world?

18 A. Yep.

19 Q. Where would that be?

20 A. It would be in the office.

21 Q. Did you violate the settlement
22 agreement?

23 A. No, not to my knowledge.

24 Q. Did the settlement agreement
25 require you to pay money to Josh Ambush?

1 E. PERR - AUDIO RECORDING

2 A. No, it was a settlement.

3 Q. Well, usually in a settlement one
4 person gives up his claim and the other one
5 pays some money.

6 A. Joshua Ambush paid some money.

7 Q. Josh Ambush paid you money?

8 A. Mm-hmm, American Center, yeah.

9 Q. Did he pay that money?

10 A. Yes, he -- the insurance paid or
11 he paid, I don't recall.

12 Q. Now, you said you didn't know what
13 Cullen Dyckman was. Do you recall saying
14 that today?

15 A. What's it called?

16 Q. Cullen and Dyckman.

17 A. I don't recall the name.

18 Q. Let me ask you, Rabbi Perr, before
19 today have you ever seen me before?

20 A. I saw you a long time ago. I have
21 your name in my phone book.

22 Q. Have you seen me this year?

23 A. Excuse me?

24 Q. Have you seen me in the year 2018?

25 A. No -- wait a second, yes,

1 E. PERR - AUDIO RECORDING

2 certainly in negotiation.

3 Q. You saw me at a negotiation?

4 A. Mm-hmm.

5 Q. Was that a mediation?

6 A. I don't know what a mediation is,
7 in the next room with a glass wall.

8 Q. Where was it that you saw me at a
9 negotiation?

10 A. In an office in Manhattan.

11 Q. Okay, and whose office was that?

12 A. I don't recall.

13 Q. Was that a law firm called Cullen
14 Dyckman?

15 A. Possibly.

16 Q. But you don't know where you went
17 to?

18 A. No.

19 Q. How did you get there that day?

20 A. I took a car to the address and
21 that's where I went -- I went -- I went with
22 my attorney.

23 Q. (Inaudible.)

24 A. Listen, (inaudible) ask my
25 attorney, ask Sher, he took me there.

1 E. PERR - AUDIO RECORDING

2 Q. Sher was your attorney?

3 A. Not my attorney, he works for the
4 American Center.

5 Q. When was that --

6 A. I don't have --

7 Q. -- the negotiation?

8 A. I don't know the date.

9 Q. What month was it?

10 A. It was in March.

11 Q. Was it the day before you filed
12 the petition?

13 A. One or two days before, yeah
14 (inaudible).

15 Q. The petition and the bankruptcy?

16 A. Oh, it was two or three days I
17 guess before.

18 Q. A day or two before you filed the
19 petition?

20 A. Three, yeah.

21 Q. You were present at a mediation?

22 A. That's right.

23 Q. In Manhattan at Cullen and
24 Dyckman's office?

25 A. I assume so.

1 E. PERR - AUDIO RECORDING

2 Q. Did you sign an agreement agreeing
3 to pay Cullen and Dyckman's legal fees?

4 A. Not to my knowledge, I don't
5 recall.

6 Q. Was there a mediation agreement?

7 A. I don't think so.

8 Q. Now, you mentioned or somebody
9 mentioned claimant and center agreements.
10 Have you heard that term?

11 A. Yes, I did.

12 Q. What's a claimant and center
13 agreement?

14 A. It's an agreement with the victim
15 to -- authorizing representation to engage
16 attorneys for them and an agreement of
17 payment.

18 Q. So are there a number of claimants
19 in the world or terror victims who have
20 signed claimant and center agreements with
21 the American Center for Civil Justice?

22 A. Yes, there are.

23 Q. Are there also to your knowledge a
24 number of terror victims in the world who
25 have signed claimant and center agreements

1 E. PERR - AUDIO RECORDING

2 with the American Center for Civil Justice
3 Religious Liberty and Tolerance, Inc.?

4 A. I'm not involved, I don't know,
5 you have to ask him.

6 Q. You don't know whether --

7 A. No.

8 Q. -- there's any individuals who
9 have signed claimant and --

10 A. No.

11 Q. -- and center agreements with that
12 organization?

13 A. No.

14 Q. There was a case called Valencia.
15 Are you familiar with that case?

16 A. (Inaudible.)

17 Q. There was a case called Valencia,
18 are you familiar with that case?

19 A. I don't recall all these names,
20 you have to forgive me.

21 Q. You don't know. Do you know who
22 Cielito Valencia?

23 A. I don't recall all the names.

24 Q. Do you recall the name Steven
25 Wolfe?

1 E. PERR - AUDIO RECORDING

2 A. I don't recall the names.

3 Q. So where did you get the name
4 Cielito Valencia to include on your Schedule
5 EF for item 3.4, where did you get that
6 name?

7 A. Take a break, take a break.

8 Q. Do you need a break?

9 A. Get some fresh air. Yeah.

10 MR. SPONDER: We're going to take
11 a break.

12 (END FILE TITLED: 1002)

13 (BEGIN FILE TITLED: 1003)

14 MR. SPONDER: All right, we're
15 back on the record, Mr. Perr took
16 another break and hopefully he's
17 feeling up to the rest of this, and
18 hopefully we don't need any more
19 breaks.

20 But we wanted -- someone wanted to
21 just put on -- state your name on the
22 record again and wanted to make a
23 statement.

24 JEDEDIAH PERR: Just asking for my
25 father's health, how much longer does

1 E. PERR - AUDIO RECORDING

2 he have to stay?

3 MR. SPONDER: Well see --

4 JEDEDIAH PERR: He's exhausted.

5 MR. SPONDER: Understood. We'll
6 see where the questions are going, I'm
7 hoping not more than -- well,
8 Mr. Politan, are you going to ask
9 questions?

10 MR. POLITAN: No.

11 MR. SPONDER: So these are the
12 last questions.

13 MR. SERBIN: I have questions.

14 MR. SPONDER: You have questions?

15 MR. SERBIN: I asked that I
16 reserve.

17 MR. SPONDER: You reserved.

18 MR. SERBIN: But I won't have
19 much.

20 MR. SPONDER: What do you think
21 five, ten minutes.

22 MR. SERBIN: It's 4:05, the day
23 ends.

24 MR. NEUMANN: What do you think?
25 How much longer do you think you have?

1 E. PERR - AUDIO RECORDING

2 I want to give him a number.

3 MR. HOWE: It depends on what he
4 does.

5 MR. SPONDER: I understand.
6 Fifteen, twenty minutes.

7 MR. SERBIN: Yeah, not that.

8 MR. SPONDER: Not that, okay. Ten,
9 fifteen minutes.

10 JEDEDIAH PERR: Okay, just my
11 father might have to just (inaudible)
12 next time.

13 MR. SPONDER: Well, the -- the
14 deal is this: If we end and don't
15 finish, you have to come back.

16 JEDEDIAH PERR: That's fine.

17 MR. SPONDER: But if we finish,
18 you don't have to come back.

19 JEDEDIAH PERR: I understand that.

20 MR. SPONDER: Just, sir.

21 MR. SERBIN: This is Gary Serbin
22 from Koffsky Schwalb, with respect to
23 my previous statements that were made
24 concerning the settlement agreement in
25 the Nassau County case with Michael

1 E. PERR - AUDIO RECORDING

2 Engleberg, Koffsky Schwalb represented
3 Elie Ezer Perr and Milton Pollack as
4 individuals and did not represent ACCJ
5 and on behalf of ACCJ in those
6 negotiations. And those negotiations
7 on behalf of ACCJ were handled by
8 Mr. Neal Sher.

9 MR. SPONDER: Okay, thank you. If
10 you want to continue.

11 EXAMINATION BY

12 MR. TOLCHIN:

13 Q. Mr. Perr, do you know who Sonya
14 Broadway is?

15 A. Let me explain this more than yes
16 or no. The power of attorney in most of
17 these people and most of all of them as a
18 matter of fact, the sole power of attorney
19 was Michael Engleberg. He claims that these
20 people are American Center people and -- and
21 this -- and as on the side of precaution,
22 any name he submitted as American Center
23 people we potentially can be sued for, they
24 were listed on this form.

25 Q. So who is Sonya Broadway?

1 E. PERR - AUDIO RECORDING

2 A. I don't know myself, I don't know
3 the person.

4 Q. Is she a claimant?

5 A. I assume so, a potential claimant.

6 Q. Did you retain an attorney for
7 her?

8 A. I can't answer, I don't know.

9 Q. Did you fund any extensive
10 litigation for her?

11 A. I don't know.

12 Q. Did you recover any money for her?

13 A. I don't know.

14 Q. Do you know what the United States
15 Victims State Sponsored Terrorism Fund is?

16 A. Yes.

17 Q. Okay. Would you agree that's a
18 government fund from Washington that pays
19 out money to terror victims?

20 A. Yes.

21 Q. Who have judgments against state
22 sponsors of terrorism?

23 A. Yes.

24 Q. And in fact, did the American
25 Center for Civil Justice get some money from

1 E. PERR - AUDIO RECORDING

2 that fund through their clients?

3 A. No, we arranged that fund for the
4 clients to get directly from the fund.

5 Q. Right. Because did any claimants
6 represented or assisted by the American
7 Center for Civil Justice receive money from
8 this fund?

9 A. Yes.

10 Q. And out of the money that those
11 claimants received, did any of those
12 claimants make a donation or a payment to
13 the American Center for Civil Justice?

14 A. I don't know.

15 Q. You don't know if you got any
16 money from --

17 A. Nope.

18 Q. -- claimants. Do you know whether
19 the American Center for Civil Justice
20 Religious Liberty and Tolerance, Inc.
21 received any money from claimants who got
22 money from that fund?

23 A. I don't know.

24 Q. Do you know whether Sonya Broadway
25 signed a claimant and center agreement with

1 E. PERR - AUDIO RECORDING

2 the American Center for Civil Justice?

3 A. I don't know.

4 Q. Do you know whether Sonya Broadway
5 signed a claimant of center agreement with
6 the American Center for Civil Justice
7 Religious Liberty and Tolerance?

8 A. I don't know.

9 Q. You said a few minutes ago that
10 Dr. Engleberg said that these were claimants
11 represented by the American Center. Do you
12 recall that testimony?

13 A. Dr. Engleberg claims everything --

14 Q. I only ask you if you remember
15 having said that a moment ago.

16 A. What did I say? Repeat that.

17 Q. You that Dr. Engleberg says that
18 Sonya Broadway was a claimant represented by
19 the American Center for Civil Justice.

20 A. Let me clarify. He says that all
21 claimants belong to the American Center and
22 nothing belongs to New Jersey or anything
23 else. This is his position on everything.

24 Q. So when you say "New Jersey," are
25 you referring to the American Center for

1 E. PERR - AUDIO RECORDING

2 Civil Justice Religious Liberty and
3 Tolerance, Inc.?

4 A. Yes, I am.

5 Q. That's the entity that your son
6 controls?

7 A. I am not familiar with the
8 legal -- the legal board of the center, I'm
9 not familiar with it. I know that he has --

10 Q. That is the --

11 A. That's correct.

12 Q. That is the entity that your son
13 Jed, is on the board of?

14 A. Yes.

15 Q. So you're saying that
16 Mr. Engleberg says that all the claimants
17 who were -- who signed claimant and center
18 agreement with the New Jersey center as you
19 call it, are actually or should be
20 considered as if they were claimants of the
21 American Center?

22 A. That has been his position.

23 Q. Okay. Do you share that position?

24 A. No, I don't.

25 Q. Why don't you share that position?

1 E. PERR - AUDIO RECORDING

2 JEDEDIAH PERR: You don't have to
3 answer that, this is a novelty.

4 Q. You kind of have to answer it.

5 A. I'm sorry.

6 Q. You do not share Dr. Engleberg's
7 position?

8 A. Dr. Engleberg and I are in a
9 lawsuit.

10 JEDEDIAH PERR: You don't have to
11 answer.

12 MR. TOLCHIN: Can I have Jed Perr
13 removed from the room?

14 JEDEDIAH PERR: It's a lawsuit.

15 MR. TOLCHIN: This is ridiculous.

16 MR. SPONDER: If you speak again

17 --

18 THE WITNESS: It's a lawsuit.

19 MR. SPONDER: -- you have to
20 leave.

21 Q. So you do not share
22 Dr. Engleberg's position?

23 A. It's a lawsuit, whatever will be
24 resolved, will be resolved.

25 Q. Sir, do you believe that anyone

1 E. PERR - AUDIO RECORDING

2 that who signed the claimant and center
3 agreement with the New Jersey center is a
4 claimant or client of the New Jersey Center
5 and not the debtor, American Center for
6 Civil Justice?

7 MR. NEUMANN: I think the response
8 is it's an issue that's involved in
9 pending litigation and it would be
10 outside the scope of this hearing.

11 MR. TOLCHIN: I'm asking what he
12 contends.

13 MR. NEUMANN: But it's an issue
14 that's currently in litigation.

15 MR. TOLCHIN: What litigation is
16 that part of?

17 MR. NEUMANN: It's a part of
18 litigation.

19 MR. TOLCHIN: Maybe you should
20 have asked that before you directed the
21 answer, Mr. Neumann.

22 Q. Which litigation is that part of?

23 A. There's litigation between
24 Engleberg's and -- the litigation of
25 Engleberg against myself and against the

1 E. PERR - AUDIO RECORDING

2 center.

3 Q. That case is called Engleberg
4 versus Perr?

5 A. I don't know what it's called.

6 Q. You don't know the name of the
7 case?

8 A. I don't know the name of the case.

9 Q. Is that a case in Nassau County?

10 A. In Nassau County.

11 Q. In front of Judge Bucaria?

12 A. Yes.

13 Q. In that litigation you are
14 personally a party?

15 A. I don't recall.

16 Q. You don't know if you're a party?

17 A. I don't know, I don't know.

18 Q. You just said that Engleberg
19 started a litigation against yourself.

20 Didn't you just say that?

21 A. You take everything literally.

22 Okay, the litigation is what speaks for
23 itself, okay.

24 Q. Which litigation speaks for
25 itself?

1 E. PERR - AUDIO RECORDING

2 A. I'm not going to answer.

3 MR. SPONDER: So you're refusing
4 to answer, sir?

5 THE WITNESS: I don't have an
6 answer. I don't know what he's talking
7 about.

8 MR. SPONDER: So ask him to
9 clarify.

10 A. You want to repeat your question?

11 Q. You said a moment ago that there's
12 litigation involving Dr. Engleberg's claim
13 that certain claimants should be regarded as
14 clients of the debtor. Do you recall saying
15 that?

16 A. I am not a lawyer to speak in
17 legalese terms. There's a litigation
18 between Engleberg and myself going on for
19 six years, I do not know the name of the
20 case and I'm not a specialist on it. It's
21 either taken care of the by attorneys or
22 Sher takes care of it and that's it.

23 Q. But you're a part of that case,
24 Elie Ezer Perr is part of that case?

25 A. I do not know, I don't read the

1 E. PERR - AUDIO RECORDING

2 papers and I don't take part in it.

3 Q. Have you ever signed an affidavit
4 in that case?

5 A. I don't recall.

6 Q. Have you ever testified in a
7 deposition?

8 A. No, not to my knowledge, no.

9 Q. In that litigation have you had to
10 respond to Dr. Engleberg's claims?

11 A. So what's the question?

12 Q. Have you had to respond to
13 Dr. Engleberg's claims, question mark.

14 A. The attorneys responded.

15 Q. On your behalf?

16 A. I would assume so.

17 Q. And if the attorneys responded on
18 your behalf, did they agree with
19 Dr. Engleberg's claim that Sonya Broadway
20 was a client or claimant of the American
21 Center for Civil Justice?

22 MR. NEUMANN: Don't answer the
23 question. We're not going to answer
24 any more questions about the pending
25 litigation. We've established this is

1 E. PERR - AUDIO RECORDING

2 a pending litigation.

3 MR. TOLCHIN: Why not, what
4 objection?

5 MR. NEUMANN: Because this is a
6 341A hearing, you can take a deposition
7 --

8 MR. TOLCHIN: But he's listing
9 these people as claimants, and saying
10 there's millions of dollars involved
11 and a settlement agreement that he
12 didn't bother mentioning.

13 MR. SPONDER: And this was exactly
14 what I mentioned not to happen before
15 we got on. If Mr. Neumann says not to
16 answer, it's on the record. You'll
17 have to bring your own 2004 and they'll
18 have to show up again and face the
19 music then.

20 You can ask whatever questions you
21 want and he can continue to say I don't
22 know and you can get that on the record
23 and then you can use it for whatever
24 it's worth later.

25 Q. So you mentioned there was some

1 E. PERR - AUDIO RECORDING

2 litigation involving Diana Compuzano and Avi
3 Elishis and Greg Salzman. Do you recall
4 saying that?

5 A. I don't recall them, I don't
6 recall what I said.

7 Q. Do you know that there was a
8 lawsuit against the American Center for
9 Civil Justice?

10 A. I'm aware of it.

11 Q. Brought by them?

12 A. And by yourself, yes.

13 Q. As their attorney?

14 A. Yes.

15 Q. Do you know the status of that
16 lawsuit?

17 A. There is no status.

18 Q. Is that lawsuit pending in court?

19 A. We're in Chapter 11, I don't
20 understand. This is whatever legal
21 terminology, whatever it is.

22 Q. Well, in that lawsuit do you know
23 when the motion for summary judgment was
24 filed?

25 A. I don't know.

1 E. PERR - AUDIO RECORDING

2 Q. Do you know whether -- well, do
3 you know whether the American Center for
4 Civil Justice is a party to that lawsuit?

5 A. Certainly. It's a defendant.

6 Q. Okay, what about the American
7 Center for Civil Justice's general counsel
8 Neal Sher, is he a party to that lawsuit?

9 A. I believe so, yes.

10 Q. And is the American Center for
11 Civil Justice represented by a lawyer in
12 that lawsuit?

13 A. As far as I know, yes.

14 Q. Is that Koffsky Schwalb?

15 A. You have to ask him, there's so
16 many lawyers.

17 Q. You don't know who the ACCJ's
18 lawyer is in that case?

19 JEDEDIAH PERR: All right, I think
20 we're going to call it a day, my father
21 gets a break.

22 MR. SPONDER: Sir, you're able to
23 answer more questions or am I going to
24 stop this and we're going to come back
25 for another 341?

1 E. PERR - AUDIO RECORDING

2 THE WITNESS: Continue, continue.

3 MR. SPONDER: I don't -- if you
4 have health concerns, I'm not going to
5 be the one that -- if you have a health
6 concern -- okay, if you don't --

7 A. Can you repeat the question
8 please, go ahead.

9 Q. Who is your attorney representing
10 the American Center for Civil Justice in the
11 Compuzano lawsuit?

12 A. I think you answered that.

13 Q. Tell us if you know. If you don't
14 know, you can say you don't know.

15 MR. SPONDER: That's -- that's
16 actually --

17 A. I don't know.

18 MR. SPONDER: If you don't know,
19 that's -- you don't remember whatever
20 need to say, you say.

21 Q. Do you know whether the American
22 Center for Civil Justice submitted
23 opposition papers to a summary judgment
24 motion in that case?

25 A. I don't know.

1 E. PERR - AUDIO RECORDING

2 Q. Have you ever read any document in
3 the case of Diana Compuzano, Avi Elishis and
4 Greg Salzman versus the American Center for
5 Civil Justice et al.?

6 A. Hardly, hardly. I'm not -- I
7 don't pay attention to it.

8 Q. You don't pay attention. So do
9 you know how much the American Center for
10 Civil Justice is being sued for?

11 MR. NEUMANN: All right, don't
12 answer the question. I'm going to cut
13 off the questioning about the pending
14 litigation.

15 MR. SPONDER: Do you have any
16 questions other than the pending
17 litigation?

18 MR. TOLCHIN: Give me a moment.
19 To save time why don't you let David
20 go, and if I have anything I'll come
21 back.

22 MR. HOWE: Hi, Mr. Perr.

23 THE WITNESS: Yes.

24 MR. HOWE: I'm David Howe, law
25 firm Livingston & Howe, LLP (inaudible)

1 E. PERR - AUDIO RECORDING

2 I represent my client who you've met
3 before. I only have a few questions
4 for you.

5 EXAMINATION BY

6 MR. HOWE:

7 Q. If I understand what you said a
8 few minutes ago in response to Mr. Tolchin's
9 questions, and this is going to be a rather
10 long question too, so just bear with me.

11 It seems to be that you said is
12 that there's a number of claimants
13 identified in your schedules as creditors
14 who have claimant and center agreements with
15 what we've been calling the New Jersey
16 Center, is that correct?

17 A. I don't know that for a fact.

18 Q. Okay, what I thought I understood
19 you to say was that there are some claimants
20 who have those types of agreements that my
21 client is disputing that those are filed
22 (inaudible.)

23 A. I didn't say that to my knowledge.

24 Q. Okay. Do you think that there are
25 any claimants listed in these schedules that

1 E. PERR - AUDIO RECORDING

2 have claimant and center agreements that
3 were signed by the New Jersey Center?

4 A. I don't know that.

5 Q. Now, referring to the settlement
6 agreement that you said you signed to
7 resolve the lawsuit brought by my client,
8 Dr. Engleberg, do you recall when that
9 agreement was signed?

10 A. No, I don't.

11 Q. If I told you that it was signed
12 in December of last year, December of 2017,
13 would that sound right to you?

14 A. I can't answer, I don't know.

15 Q. Do you recall if it was signed
16 during the last 12 months?

17 A. Yes, it was.

18 Q. So can you approximate when it was
19 signed?

20 A. Towards the end of year, beginning
21 of '18, I'm not sure.

22 Q. Are you aware that one of the
23 terms of that agreement is that the company
24 we've been calling the New Jersey Center
25 will be merged into the American Center?

1 E. PERR - AUDIO RECORDING

2 A. Yes.

3 Q. Okay. And are you also aware that
4 as part of that agreement, the claims in the
5 counterclaims amongst the parties in that
6 lawsuit would be dismissed once it was
7 approved by the Court, does that sound
8 familiar to you?

9 A. Court and attorney general.

10 Q. And was it a part of that
11 agreement that you would then retire upon
12 the consummation of that agreement?

13 A. What is your question?

14 Q. I just said my question. Was it a
15 part of that agreement that once it was
16 finalized and approved by the Court at that
17 point you would retire from the American
18 Center?

19 A. I retired, I don't know at what
20 point and what position.

21 Q. I'm sorry, I don't understand.

22 A. I don't know at what point. You
23 say at that point upon signing it, I have
24 to -- you're talking attorney talk. I can't
25 tell you when resign, yes, I'll resign.

1 E. PERR - AUDIO RECORDING

2 Q. I'm not talking about --

3 A. I'm not saying what time and --

4 Q. What day?

5 A. (inaudible) when after I'm not
6 sure what position, I'm not going into any
7 of that.

8 Q. Okay, but at some point --

9 A. Yes, retire.

10 Q. Okay, did you have an idea of how
11 long it would take before you decided to
12 retire after the settlement was approved in
13 court?

14 A. I have no idea.

15 Q. Within a year?

16 A. I have no idea.

17 Q. Within six months?

18 A. It was never discussed.

19 Q. It was never discussed?

20 A. To my knowledge, it was never
21 discussed. It would have to be worked out.

22 Q. Okay.

23 A. There's still litigation. I don't
24 know why we have to go through.

25 Q. Do you have an intention as to

1 E. PERR - AUDIO RECORDING

2 what will happen to that settlement
3 agreement in the context of this bankruptcy
4 case?

5 A. I can't imagine you or anyone else
6 wanting to be on the board, but I have no
7 idea.

8 Q. That was --

9 A. Of a bankrupt -- of a bankrupt
10 organization, yes. You would want to be on
11 the board?

12 Q. I'm not sure if I would qualify as
13 being sufficiently independent, because
14 that's another one of the stipulations in
15 the agreement is that they should be
16 majority independent.

17 A. Independent like Engleberg, 47
18 years of independence with me, yes.

19 Q. I understand that as sarcasm.

20 A. Yes, yes, of course it's sarcasm.

21 MR. NEUMANN: Don't be sarcastic.

22 The record is not going to reflect that
23 you're being sarcastic, always be
24 literal.

25 THE WITNESS: (Inaudible.)

1 E. PERR - AUDIO RECORDING

2 Q. Now, so again if I understand this
3 correctly under the claimant and center
4 agreements, part of the deal is that if
5 there is a financial recovery on behalf of a
6 claimant, a portion of that recovery is to
7 be donated to the American Center. Is that
8 correct? And it's typically 20 percent.

9 A. That's right.

10 Q. Okay.

11 A. Excuse me, but you didn't state
12 that it covers all fees.

13 Q. I understand.

14 A. All legal fees.

15 Q. So you advanced money for fees --

16 A. We charge less than half of what
17 lawyers charge, yes.

18 Q. Understand. As of today, do you
19 anticipate that will be recoveries in the
20 future for any of the victims who are being
21 assisted by the American Center?

22 A. I can't know.

23 Q. Is it possible?

24 A. Most people don't pay.

25 Q. Okay.

1 E. PERR - AUDIO RECORDING

2 A. (Inaudible.)

3 Q. Isn't it the case though, that
4 there are payments anticipated to be made
5 next year for the U.S. Victims of State
6 Sponsors of terrorism Fund?

7 A. I wouldn't know, it goes through
8 victims, not to center.

9 Q. So you don't know whether there's
10 anticipation of future revenue?

11 A. I have no idea.

12 Q. Because I would say if there were
13 going to be future revenues, it probably
14 should have been scheduled as another asset
15 --

16 A. I have no idea.

17 Q. -- in your schedules.

18 MR. NEUMANN: As an asset of the
19 center or is it an asset?

20 THE WITNESS: I would have to say
21 20 percent, they have to sue for that,
22 we never sued anybody.

23 Q. Do you rely on your son for
24 business advice?

25 A. No.

1 E. PERR - AUDIO RECORDING

2 Q. Do you speak to your son about the
3 business of the center?

4 A. Yes.

5 Q. How frequently do you do that?

6 A. I can't answer that question.

7 Q. Why not?

8 A. Because I don't keep a time
9 schedule, I'm not an attorney.

10 Q. Do you speak to your son every
11 day?

12 A. Pretty much.

13 Q. And when you speak to him you talk
14 about business?

15 A. Sometimes yes, sometimes no.

16 Q. Do you know how many employees are
17 employed by the New Jersey Center?

18 A. No, I don't.

19 Q. Is it your understanding that your
20 son is the principal employee and CEO of
21 that organization?

22 A. I never discussed it, I don't
23 know.

24 Q. Do you know the name of any other
25 person who is affiliated with that?

1 E. PERR - AUDIO RECORDING

2 A. I'm not involved, I don't know.

3 Q. You don't know?

4 A. No.

5 MR. HOWE: Okay, I'll pass it up
6 to Mr. Tolchin.

7 MR. TOLCHIN: I'd wish you give me
8 five minutes warning when you do that.

9 EXAMINATION BY

10 MR. TOLCHIN:

11 Q. What's the nature of the fee
12 dispute with Mr. Gaston?

13 A. I don't know.

14 Q. Who would know that?

15 A. I don't know the name, I would
16 have to ask Mr. Gaston and Mr. Sher.

17 Q. Do you have any dispute with
18 Mr. Gaston?

19 A. No.

20 Q. So I can ask Mr. Gaston for his
21 side of the story?

22 A. You can ask him.

23 Q. Who would know your side of the
24 story?

25 A. I don't know. I'm not involved in

1 E. PERR - AUDIO RECORDING

2 the financial things in any case, I don't
3 know.

4 Q. Do you recall Joshua's Ambush's
5 lawsuit and there was a motion to dismiss
6 filed?

7 A. I don't know.

8 Q. Who would know that?

9 A. I don't know.

10 Q. Do you know if the court ever
11 decided the motion to dismiss?

12 A. There's no decision from the court
13 for three years, I don't know.

14 Q. Is there any motion that's been
15 pending --

16 A. No.

17 Q. -- for something like three years?

18 A. I don't know.

19 Q. Who would know?

20 A. I don't know.

21 JEDEDIAH PERR: This has been
22 going on for 20 minutes, half hour.

23 MR. NEUMANN: You want to come
24 back?

25 JEDEDIAH PERR: How much time does

1 E. PERR - AUDIO RECORDING

2 each person get to question?

3 MR. SPONDER: As much as I --

4 MR. NEUMANN: Right, right or any
5 time. End it prematurely and have to
6 come back.

7 MR. SPONDER: He said he only had
8 five or ten minutes so I'm hoping that
9 it's less.

10 Q. So the -- what you're calling the
11 New Jersey Center is listed as having a
12 claim against the debtor on the petition; is
13 that correct?

14 A. Yes.

15 Q. You listed it as \$14,818,844?

16 A. If that's what it says, that's
17 what it says.

18 Q. And you said that there's an
19 agreement between the debtor and the New
20 Jersey Center?

21 A. So I understand it, yes.

22 Q. Who signed that agreement?

23 A. I don't remember.

24 Q. Did you sign that agreement?

25 A. I don't remember, no, I don't

1 E. PERR - AUDIO RECORDING

2 remember.

3 Q. Did that agreement require --

4 A. I certainly didn't sign it.

5 Q. Did that agreement require the New
6 Jersey Center to perform some services or do
7 some work?

8 A. You don't have to --

9 Q. In order to be entitled to be paid
10 \$14 million.

11 A. I did not negotiate it, I was not
12 involved with it, I can't answer the
13 question.

14 Q. Did you ever read it?

15 A. I don't think so.

16 Q. Did you ever sign it?

17 A. No, not to my knowledge.

18 Q. You said the board reaffirmed it
19 in 2013 or so?

20 A. I was not -- I didn't sign it.

21 Q. Were you at the board meeting
22 where it was reaffirmed?

23 A. I stepped out.

24 Q. You stepped out of the meeting,
25 why did you do that?

1 E. PERR - AUDIO RECORDING

2 A. Because I didn't want to run
3 conflict of interest.

4 Q. Why would there be a conflict of
5 interest?

6 A. Figure it out yourself.

7 Q. I'm asking you, sir.

8 A. I don't know.

9 Q. You don't know why there would be
10 a conflict of interest?

11 A. At this moment, no.

12 Q. Would it be because your son was
13 the control person in the New Jersey Center?

14 A. Look, this will ride out in court
15 this business. I can't answer the question,
16 I'm not going to answer.

17 Q. Why aren't you going to answer?

18 A. Because I don't know.

19 Q. Is that a false claim that you put
20 on the petition?

21 A. No, no, it's not.

22 Q. What?

23 A. It's not to my knowledge.

24 Q. How did you come up with the
25 number \$14.8 million?

1 E. PERR - AUDIO RECORDING

2 A. Ask our attorney.

3 Q. Where did that number come from?

4 A. Ask Mr. Sher, the attorney.

5 Q. Ask Mr. who?

6 A. Mr. Sher.

7 Q. Mr. Neal Sher made up that number?

8 A. I don't know if he made that up,
9 he's more knowledgeable than I.

10 Q. Can you show me where Neal Sher's
11 signature appears on the petition?

12 A. He's not a board member.

13 Q. He didn't sign this petition under
14 penalty of perjury, did he?

15 A. No, he didn't.

16 Q. You did sir, correct?

17 A. That's right.

18 Q. So before you signed the petition
19 under penalty of perjury, did you review the
20 information contained on it and make sure
21 that it was accurate?

22 A. I did advise my -- either the
23 controller --

24 Q. Answer the question, sir, did you
25 review the information and make sure this

1 E. PERR - AUDIO RECORDING

2 was accurate?

3 A. No, I did not, I assumed it to be
4 so.

5 Q. So you're saying you have no idea
6 whether the information contained in the
7 petition was accurate. Is that correct,
8 sir?

9 A. What's your question?

10 Q. Do you have any idea whether the
11 information contained in the petition is
12 accurate?

13 JEDEDIAH PERR: (Inaudible.)

14 Q. Mr. Jed Perr, please stop talking
15 to the witness.

16 MR. SPONDER: We're not taking a
17 break right now.

18 A. No breaks. Can you repeat your
19 question?

20 Q. As of today, sir, do you have any
21 idea whether the information contained in
22 the petition is accurate?

23 A. I assume all the papers here are
24 accurate and that's why they're signed as
25 such.

1 E. PERR - AUDIO RECORDING

2 Q. What did you do to verify the
3 accuracy of the number \$14,818,844 listed as
4 the claim for the American Center for Civil
5 Justice Religious. It's cut off, but the
6 New Jersey Center.

7 A. I trust the accountant or the
8 controller or my lawyer.

9 Q. Did you actually talk to an
10 accountant or a lawyer or a controller about
11 that number before you signed the petition?

12 A. I consulted everything here and I
13 was told it's accurate.

14 Q. Who did you consult about that
15 \$14.8 million number?

16 A. I don't recall that particular
17 thing.

18 Q. That's a little thing,
19 \$15 million, right? Win some, lose some.

20 A. You know.

21 Q. Did you speak to Mr. Sher about
22 that number?

23 A. I can't -- I do not know.

24 Q. You do not know? So as you sit
25 here today, is it a fact that you cannot

1 E. PERR - AUDIO RECORDING

2 give us even the general contours of where
3 that \$14.8 million number comes from.

4 A. I cannot.

5 Q. Would the same apply to Diana
6 Compuzano's claim?

7 A. I do not know where it's from.

8 Q. Do you have even the foggiest
9 notion of what Diana Compuzano's claims you
10 owe her money for?

11 MR. NEUMANN: We're not talking
12 about that. Don't answer the question.
13 It's pending litigation.

14 Q. Well, last month when we sat in a
15 mediation session, trying to negotiate a
16 settlement of Diana Compuzano's claim, did
17 you know what the case was about?

18 A. I still don't know what it was
19 about.

20 Q. You don't know what the claim is?

21 A. You want to know if I know is what
22 you're asking for?

23 Q. Yeah.

24 A. Whatever you submitted,
25 20 million, 30 million; what did you submit?

1 E. PERR - AUDIO RECORDING

2 Q. For what?

3 A. What did you submit?

4 Q. What was the nature of the claim?

5 MR. NEUMANN: Don't answer the
6 question. We're not going to answer
7 these questions.

8 MR. SPONDER: I appreciate the
9 questions. But when you get this tape
10 if you do, I think he's answered that
11 question three to five times already,
12 the same question.

13 MR. NEUMANN: Which is that he
14 does not know.

15 MR. SPONDER: Correct. So we have
16 to move on from did not know. Even if
17 you don't agree, that's his testimony.

18 MR. TOLCHIN: I have no more
19 questions.

20 MR. NEUMANN: Good, we're done.

21 MR. SPONDER: I don't know, I
22 might have more questions. I want to
23 stay here a lot longer, come on. Gotta
24 get past 6:00.

25 MR. NEUMANN: It's my wife's

1 E. PERR - AUDIO RECORDING

2 birthday, I want to get out of here.

3 MR. SPONDER: It's Mr. Neumann's
4 wife's birthday. I appreciate everyone
5 for appearing. I'm going to hold this
6 meeting open for purposes of many of
7 the documents I have requested.

8 MR. NEUMANN: I made notes.

9 MR. SPONDER: I know, I saw you
10 writing notes; I appreciate that.
11 Mr. Perr, I thank you, Rabbi Perr,
12 thank you for appearing.

13 And we're going to end the
14 meeting, but as I said leave it open,
15 and that's that.

16 (END FILE TITLED: 1003)

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1 E. PERR - AUDIO RECORDING

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E. PERR - AUDIO RECORDING

C E R T I F I C A T E

STATE OF NEW YORK)
 : SS.:
COUNTY OF RICHMOND)

I, MADELINE TAVANI, a Notary Public for
and within the State of New York, do hereby
certify:

That the above is a correct
transcription of my stenographic notes.

I further certify that I am not related
to any of the parties to this action by
blood or by marriage and that I am in no way
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set
my hand this 3rd day of May 2018.



MADELINE TAVANI

Case 1:18-cv-01569-1-CMG Doc 43-14 Filed 05/08/18 Entered 05/08/18 21:30:37 Desc		Exhibit L - Transcript of 341 Meeting Page 146 of 167	
\$	18-15691	143/8	749,000 [1] 47/18
\$1,100 [1] 58/9	106 [2] 143/7 143/8	25,000 [1] 69/20	8
\$100,000 [2] 25/17	11 [9] 19/7 34/18 39/3	2760 [1] 2/6	8484 [1] 2/12
\$11.8 [2] 42/18 42/18	40/25 43/22 44/12 44/14	28 [2] 8/20 77/21	88 [1] 2/17
\$11.8 million [2] 42/18	92/5 120/19	280 [1] 76/5	8th [1] 79/10
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\$14,818,844 [2] 134/15	43/3 44/10 44/18	3	9
\$14,999 [1] 39/12	110 [1] 30/8	3.4 [1] 106/5	90 [7] 16/23 43/25 44/4
\$14.8 [4] 59/11 136/25	111 [1] 3/6	30 [2] 39/19 140/25	44/15 44/16 45/3 72/17
\$139/15 140/3	11201 [1] 3/7	3000 [1] 4/11	900 [3] 95/7 95/7 95/10
\$14.8 million [3] 59/11	11530 [1] 4/6	31 [2] 99/7 99/7	9716 [1] 4/6
\$139/15 140/3	11AB [1] 44/14	321,000 [1] 67/17	973-645-2379 [1] 3/11
\$15 [1] 139/19	12 [1] 125/16	325 [3] 4/5 39/13 84/12	973-768-6072 [1] 2/18
\$15 million [1] 139/19	12,500 [1] 69/5	341 [1] 121/25	A
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\$180,000 [1] 70/20	1225 [2] 4/5 84/11	349 [1] 3/21	Abe [1] 2/11
\$19 [2] 51/19 52/9	12th [3] 16/14 17/18	35,000 [1] 63/23	ability [1] 6/3
\$19 million [2] 51/19	79/6	3627 [1] 3/7	able [8] 24/21 25/3
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\$23 [1] 46/6	1331 [1] 75/25	4	59/15 121/22
\$23 million [1] 46/6	142 [1] 143/8	4,000 [3] 24/9 45/2	abnormally [1] 56/24
\$250 [1] 11/11	14th [1] 74/18	45/3	about [48] 14/6 14/16
\$3 [1] 26/21	15 percent [1] 81/12	4.3 million [1] 52/14	16/13 16/17 17/17 21/24
\$3 billion [1] 26/21	15,000 [2] 12/9 39/13	4.7 million [1] 65/18	27/19 27/25 31/12 35/22
\$30 [1] 22/17	150,000 [1] 67/22	40 [1] 47/23	36/15 37/3 42/23 43/22
\$30 million [1] 22/17	15691 [2] 1/3 5/11	401 [1] 32/22	47/24 51/2 56/5 58/9
\$300 [2] 28/3 28/7	1590 [1] 3/22	410-580-3000 [1] 4/11	59/10 60/12 60/13 60/15
\$300 million [2] 28/3	17 [1] 97/25	4367184386086 [1]	62/18 71/8 71/9 75/25
28/7	18-15691 [2] 1/3 5/11	7/10	81/15 86/5 88/21 89/7
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\$31 million [3] 99/6	19th [1] 5/7	47 [1] 128/17	97/23 117/7 118/24
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\$320,000 [1] 65/4	2,000 [1] 11/18	4:05 [1] 107/22	131/2 131/14 139/10
\$37,000 [1] 69/25	20 [6] 30/14 30/15 41/5	5	139/14 139/21 140/12
\$38.8 [1] 66/22	41/9 41/9 133/22	5.6 million [1] 60/4	140/17 140/19
\$4.3 [1] 68/20	20 million [1] 140/25	5/20 [1] 41/9	above [2] 1/15 144/10
\$4.3 million [1] 68/20	20 percent [2] 129/8	50 [2] 143/6 143/7	above-captioned [1]
\$6,425 [2] 16/22 72/16	130/21	501 [1] 23/14	1/15
\$740,000 [2] 45/8	20,000 [1] 67/25	502 [1] 2/17	Absolutely [1] 67/5
\$8.95 [1] 63/11	200 [1] 32/10	503C [1] 23/18	ACCJ [11] 83/20 83/23
\$8.95 million [1] 63/11	2000 [2] 11/15 11/16	516-620-9716 [1] 4/6	84/13 84/21 86/9 91/9
\$900,000 [1] 95/9	2004 [3] 62/25 63/3	54 [2] 51/5 77/19	91/25 93/10 109/4 109/5
'	119/17	55th [1] 75/25	109/7
'18 [1] 125/21	2007 [3] 59/18 79/6	575 [3] 36/13 41/13	ACCJ's [2] 85/8 121/17
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